

Court No. - 88

Case :- APPLICATION U/S 482 No. - 36070 of 2023

Applicant :- Mahendra Prasad Singh

Opposite Party :- State Of U.P.And Another

Counsel for Applicant :- Shambhavi Nandan

Counsel for Opposite Party :- G.A.

Hon'ble Sanjay Kumar Singh,J.

1. Heard learned counsel for the applicant, learned A.G.A. for the State of U.P./opposite party no.1 and perused the record.

2. The instant application under Section 482 Cr.P.C. dated 21.09.2023 has been preferred by the applicant with a prayer to quash the charge sheet dated 04.04.2015, the cognizance order dated 26.04.2017 and proceeding of Criminal Case No. 4855 of 2017, arising out of Case Crime No. 242 of 2014, under Sections 419 & 420 I.P.C., Police Station-Bardah, District-Azamgarh, pending in the court of Additional Chief Judicial Magistrate, Court no.2, Azamgarh.

3. In this case F.I.R. was lodged on 17.11.2014, which was challenged by the applicant in Criminal Misc. Writ Petition No. 22997 of 2014, in which interim protection was granted to the applicant vide order dated 11.12.2014, therefore, applicant was very much aware about this case. Considering the inordinate delay of about eight years in filing the instant application, I do not find any good ground to interfere in the matter.

4. In view of the above, the application under Section 482 Cr.P.C. is, accordingly, dismissed on the ground of laches without entering into the merits of the case.

5. Office is directed to communicate this order to the concerned court below within a week for necessary information.

Order Date :- 13.12.2023

Anurag/-