Court No. - 86

Case :- APPLICATION U/S 482 No. - 36894 of 2023

Applicant :- Vijendra And 3 Others
Opposite Party :- State of U.P. and Another
Counsel for Applicant :- Ramesh Kumar
Counsel for Opposite Party :- G.A.

Hon'ble Rajiv Gupta,J.

1. Heard learned counsel for the applicants, learned A.G.A. and perused the record.

2. This application u/s 482 Cr.P.C. has been filed by the applicants with the prayer to quash the summoning order dated 5.9.2023 in complaint case no. 15215 of 2023, Smt. Pinki Vs. Vijendra and others, u/s 323, 506 I.P.C. P.S. Mainather, District Moradabad, pending in the court of A.C.J. (J.D), Court No. 4, Moradabad.

3. Learned counsel for the applicants has made a statement at the bar, on instructions, that he does not want to press other prayers made in the application and states that the applicants are ready to surrender before the court below and seek their bail and that their release be considered in view of law laid down by Hon'ble Apex Court in the case of Satender Kumar Antil Vs. Central Bureau of Investigation and another reported in (2022) 10 SCC 51.

4. Per contra, learned A.G.A. has submitted that he has no objection to the prayer made by learned counsel for applicants for not pressing the other prayers made in the application.

5. In view of the above, in case the applicants appear before the court below within three

weeks from today and seek bail, their release be considered in view of law laid down by Hon'ble Apex Court in the case of Satender Kumar Antil Vs. Central Bureau of Investigation and another reported in (2022) 10 SCC 51.

6. With the aforesaid observations, this application filed u/s 482 Cr.P.C. is finally disposed of.

Order Date :- 19.10.2023

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Digitally signed by :-
RAM ASARE MORYA
High Court of Judicature at Allahabad