

Court No. - 86

Case :- APPLICATION U/S 482 No. - 37017 of 2023

Applicant :- Arvind Kumar Yadav And 2 Others

Opposite Party :- State of U.P. and Another

Counsel for Applicant :- Udayveer Singh,Virendra Kumar

Counsel for Opposite Party :- G.A.,Akshay Kumar Shukla,Shubhi Singh

Hon'ble Rajiv Gupta,J.

Heard learned counsel for the applicants, Shri Akshay Kumar Shukla, learned counsel for the opposite party no.2 as well as learned A.G.A. for the State and perused the record.

This application under Section 482 Cr.P.C. has been filed by the applicants with the prayer to quash the charge sheet dated 05.09.2023 and summoning order dated 15.09.2023 as well as quash the entire proceeding in Criminal Case No. 33652 of 2023 arising out of Case Crime No. 86 of 2023 (State Vs. Arvind Kumar Yadav and others), under Sections 452, 323, 506, 427, 325 IPC, P.S. Dheena, District-Chandauli, pending in the court of Civil Judge (Junior Division)/ FTC-II / Judicial Magistrate, Chandauli.

After some argument, 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 bail application be considered and disposed of 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 (2021) 10 SCC 773.**

Learned AGA states that he has no objection to the aforesaid prayer made by the counsel for the applicants for not pressing the other prayers made in the instant application.

In view of the above, in case the applicants appear before the court below within three weeks from today and apply for bail, their bail application be considered and disposed of 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 (2021) 10 SCC 773** after hearing the parties.

With the aforesaid observations, this application under Section 482 Cr.P.C. is finally disposed of.

Order Date :- 26.10.2023 / RKM