

Court No. - 93

Case :- APPLICATION U/S 482 No. - 37036 of 2023

Applicant :- Rahul Chaudhary

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

Counsel for Applicant :- Manish Yadav

Counsel for Opposite Party :- G.A.

Hon'ble Arun Kumar Singh Deshwal,J.

1. Heard Sri Manish Yadav, learned counsel for the applicant and Sri Rajeev Kumar Singh, learned A.G.A. for the State.

2. The present application has been filed to quash the chargesheet dated 10.04.2021 along with cognizance order dated 17.04.2021 passed by learned Additional Chief Judicial Magistrate, 1st, Aligarh along with NBW order dated 11.07.2022 passed by learned A.C.J.M. 2nd Aligarh as well as entire criminal proceeding of Case No.473 of 2021 (State Vs. Gangandeep and others), arising out of Case Crime No.68 of 2021, u/s 420, 406 IPC, u/s 66 of I.T. Act, Police Station-Tappal, District-Aligarh, pending in the court of learned Additional Chief Judicial Magistrate, 2nd Aligarh.

3. At the very outset, learned counsel for the applicant submits that the applicant does not want to press the prayer for quashing the impugned proceeding and want to surrender before the court below and apply for bail. He further submits that this court may be pleased to direct the court concerned to consider the bail application of the applicant, expeditiously, within stipulated period of time as may be fixed by this court.

4. Considering the aforesaid submission, it is provided that if the applicant surrenders and moves an application for bail before the court below within a period of three weeks from today, then his application shall be considered in view of the law laid down in ***Satendra Kumar Antil vs. Central Bureau of Investigation and Another, (2021) 10 SCC 773.***

5. For a period of four weeks or till disposal of the bail application, whichever is earlier, no coercive action shall be taken against the applicant.

6. With the aforesaid observations, present application is **disposed of.**

Order Date :- 8.11.2023

S.Chaurasia