Court No. - 86

Case :- APPLICATION U/S 482 No. - 37791 of 2023

Applicant :- Rahul Kumar Patel
Opposite Party :- State of U.P.
Counsel for Applicant :- Zaid Arshad
Counsel for Opposite Party :- G.A.

Hon'ble Rajiv Gupta,J.

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

2. This application u/s 482 Cr.P.C. has been filed by the applicant with the prayer to quash N.B.W. order dt. 29.7.2017 in case no. 789 of 2015, arising out of case crime no. 579 of 2012, under section 4/5 Explosives Act. P.S. Naini, district Allahabad, pending in the court of Additional District Judge 14, Allahabad.

3. Learned counsel for the applicant 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 applicant is ready to surrender before the court below and seek his bail and that his 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 applicant for not pressing the other prayers made in the application.

5. In view of the above, in case the applicant

appears before the court below within three weeks from today and seeks bail, his 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