

Court No. - 91

Case :- APPLICATION U/S 482 No. - 38356 of 2023

Applicant :- Ekbal Khan And 4 Others

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

Counsel for Applicant :- Atul Srivastava, Mohd. Farooq

Counsel for Opposite Party :- G.A., Rehan Waris

Hon'ble Gajendra Kumar, J.

1. Vakalatnama filed today by Sri Saqib Meezan, Advocate on behalf of the opposite party no.2 is taken on record.

2. Heard learned counsel for the applicants, learned counsel for the opposite party no.2 and learned A.G.A. for the State and perused the record.

3. This application under Section 482 Cr.P.C. has been filed by the applicants with the prayer to quash the charge sheet dated 06.05.2022 and cognizance/summoning order dated 26.07.2023 as well as entire proceeding of Case No.6014 of 2023, arising out of Case Crime No.121 of 2022, under Sections 147, 452, 354-Kha, 323, 504, 506 IPC, P.S. Sarai Aqil, District Kaushambi.

4. After arguing the matter at some length, learned counsel for the applicants prays for withdrawal of this application with liberty to the applicants to file bail application before the court of competent jurisdiction.

5. Learned A.G.A. has no objection to such request.

6. In view of the above, the instant application is disposed of with liberty to the applicants to appear before court concerned and file appropriate application for bail, which shall be decided in the light of the judgment of the Hon'ble Supreme Court in ***Satender Kumar Antil v. Central Bureau of Investigation and another, Special Leave to Appeal (Crl.) No (s) 5191 of 2021***, decided on ***07.10.2021***.

Order Date :- 28.11.2023

Sanjeet