

Court No. - 4

Case :- APPLICATION U/S 482 No. - 38029 of 2023

Applicant :- Vikram Singh Rana

Opposite Party :- State Of U.P. And 3 Others

Counsel for Applicant :- Anil Pratap Singh Raghav

Counsel for Opposite Party :- G.A.

Hon'ble Prakash Padia,J.

1. Heard learned counsel for the applicant and learned A.G.A for the respondent no.1.
2. The applicant has preferred the present application under Section 482 Cr.P.C. with the prayer to direct the Additional Sessions Judge Court No.9 Allahabad to decide the complaint case No.5155 of 2018 (Vikram Singh Rana Vs. Smt. Ruchi Singh and others) under Sections 420, 323, 506 I.P.C. Police Station Sihani Gate District Ghaziabad.
3. Very recently Hon'ble Apex Court in **Special Leave Petition (Civil) No(s). 38375 of 2023 (Mohd. Faiyaz Khan vs. State of U.P. and others)** passed an order on **27.09.2023** stating therein that unless the situation is extraordinary, the Court should not direct any Court to decide any pending case in a time-bound manner. The order dated 27.09.2023 is quoted hereinbelow :-

"Heard the learned counsel appearing for the petitioner.

Unless the situation is extraordinary, this Court should not direct any Constitutional Court or for that matter, any Court, to decide any pending case in a time-bound manner. It cannot be that those who afford to come this Court, get priority and others wait in the queue.

No case for interference is made out in exercise of our jurisdiction under Article 136 of the Constitution of India. The Special Leave Petition is accordingly dismissed on ground of delay as well as on merits.

It is for the petitioner to move the High Court for expeditious hearing of the case.

Pending application(s) also stands disposed of."

4. Since the matter is pending 2018 and more than five years have been lapsed but till date no final decision has been taken in the matter. The purpose of the speedy justice would be sub-served only when the victim got the justice within reasonable time

5. In the peculiar facts and circumstances of the case, the present application under Section 482 Cr.P.C. is disposed of expecting from the court below to decide the aforesaid case strictly in accordance with law without granting any unnecessary adjournment to either of the parties unless there is no legal impediment.

Order Date :- 31.10.2023

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