

Court No. - 87

Case :- APPLICATION U/S 482 No. - 37844 of 2023

Applicant :- Harish Chandra Shukla

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

Counsel for Applicant :- Bhaiya Lal Yadav

Counsel for Opposite Party :- G.A.

Hon'ble Neeraj Tiwari,J.

1. Heard learned counsel for the applicant and learned A.G.A. for State.
2. The present application under Section 482 Cr.P.C. has been filed to quash the charge sheet No. 37/2021 dated 27.01.2021, cognizance/summoning order dated 02.08.2021, arising out of Case Crime No. 423 of 2020, in Session Trial No. 359 of 2021(State Vs. Ram Prakash Shukla and Others), under Section 147, 148, 149, 323, 504,506, 354(Kh), 342 I.P.C. and Section 3(2) (Va) of the Scheduled Castes and Scheduled Tribes(Prevention of Atrocities) Act, 1989, Police Station-Saray Mamrej, District-Prayagraj.
3. Learned A.G.A. has raised preliminary objection and submitted that applicant is having alternative remedy to file appeal under Section 14-A (2) of the Scheduled Castes & Scheduled Tribes (Prevention of Atrocities) Act, 1989, which could not be disputed by learned counsel for applicants.
4. Under such facts and circumstances of the case, application 482 is **dismissed** with liberty to the applicant to file appeal.
5. Office is directed to return the certified copy of the impugned order to counsel for applicants after keeping photocopy of the same on record.

Order Date :- 7.11.2023

ADY