

Court No. - 91

Case :- APPLICATION U/S 482 No. - 38333 of 2023

Applicant :- Jahira Bano And Another

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

Counsel for Applicant :- Mohd. Javed Akhtar

Counsel for Opposite Party :- G.A.

Hon'ble Gajendra Kumar,J.

1. Shri Lalit Ojha has filed Vakalatnama on behalf of opposite party no.2 which is taken on record.

2. Heard learned counsel for the applicants, learned counsel for the opposite party no.2, 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 04.07.2022 and cognizance/ summoning order dated 21.10.2022 as well as entire proceedings arising out of Case Crime No. 766 of 2021, under Sections 147, 148, 323, 308, 506 I.P.C., Police Station Nababganj, District Prayagraj, pending in the court of Additional Chief Judicial Magistrate, Court No.8, Allahabad and further prayer to stay the further proceedings of the aforesaid case has been made.

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 In view of the above, the instant application is **disposed of** as withdrawn with liberty to the applicants to appear before court concerned and file appropriate application for bail within three weeks, which shall be decided in the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**.

7. For a period of four weeks, no coercive action shall be taken against the applicants.

Order Date :- 9.11.2023/ Shiv