Court No. - 86

Case :- APPLICATION U/S 482 No. - 38939 of 2023

Applicant :- Rajesh Kushwaha @ Guudu
Opposite Party :- State of U.P. and Another
Counsel for Applicant :- Vijai Prakash Yadav,Rajesh Pratap Singh
Counsel for Opposite Party :- G.A.

Hon'ble Rajiv Gupta,J.

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

2. This application under Section 482 Cr.P.C. has been filed with the prayer to quash the charge sheet No. 121 of 2013 dated 1.9.2013 and cognizance order dated 10.1.2014 as well as entire proceedings of Case No. 736 of 2014 (State Vs. Shadiq) arising out of case crime No. 153 of 2013, under Section 63/65 of Copy Right Act and 420 IPC, Police Station- Kotwali, District- Allahabad, pending in the court of Addl. Chief Judicial Magistrate-2, Allahabad.

3. After some arguments, 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 instant application and states that the applicant is ready to appear 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 AGA states that he has no objection to the aforesaid prayer made by learned counsel for the applicant for not pressing the other prayers made in the instant 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 under Section 482 Cr.P.C. is finally disposed off.

Order Date :- 20.11.2023

KU

Digitally signed by :-
KALIM UDDIN SIDDIQUI
High Court of Judicature at Allahabad