

Court No. - 71

Case :- CRIMINAL MISC ANTICIPATORY BAIL
APPLICATION U/S 438 CR.P.C. No. - 11537 of 2023

Applicant :- Omveer Singh And Another

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

Counsel for Applicant :- Deepak Kumar Srivastava

Counsel for Opposite Party :- G.A.,Alok Kumar Bajpai,Subodh Pandey,Vinayak Pandey

Hon'ble Shekhar Kumar Yadav,J.

1. Heard learned counsel for applicants, learned A.G.A. for State and also perused the material available on record.
2. The present application for anticipatory bail has been filed by the applicants for protection in regard to Case Crime No.0583 of 2023, under Sections 420, 406 I.P.C., Police Station- Majhola, District- Moradabad.
3. After arguing for some time, applicants counsel submit that the present application for anticipatory bail may be dismissed as withdrawn with liberty to file a regular bail application which may be decided keeping in view the guidelines as laid down by the Apex Court in the case of **Satender Kumar Antil vs. Central Bureau of Investigation and another, reported in 2021 SCC Online SC 922.**
4. Learned A.G.A. has no objection to the prayer made by the learned counsel for the applicants.
5. In view of the above, considering the aforesaid alternative prayer made by learned counsel for the applicants, it is directed that the applicants shall surrender before the concerned court below, and in case, a regular bail application is filed, the same be decided in view of the law laid by the Apex Court in the case of **Satender Kumar Antil (supra).**
6. With the above observations and directions, this anticipatory bail application is **disposed of.**

Order Date :- 16.11.2023

Imtiyaz