

Court No. - 45

Case :- CRIMINAL MISC. WRIT PETITION No. - 16652 of 2023

Petitioner :- Shobhnath

Respondent :- State Of Uttar Pradesh And 4 Others

Counsel for Petitioner :- Shashi Kant Singh, Devesh Kumar Singh, Dinesh Bahadur Singh

Counsel for Respondent :- G.A.

Hon'ble Vivek Kumar Birla, J.

Hon'ble Vinod Diwakar, J.

1. Heard Shri D.B. Singh, learned counsel for the petitioner and Shri Ratan Singh, learned AGA appearing for the State respondents.

2. Present petition has been filed with the following prayer:-

"(i) issue appropriate writ order or direction in the nature of mandamus commanding and directing the respondents authorities to comply with the order dated 13.12.2019, passed by this Hon'ble Court in Criminal Appeal No.5738 of 2011 (Shyam Lal and Others vs. State of U.P. and Others) in Session Trial No.108 of 2024 State vs. Shyam Lal and Others, arising out of Case Crime No.162 of 2004, under Section 147, 304, 149, 323, 149 IPC, Police Station Durgaganj, District Bhadohi."

3. After some arguments, learned counsel for the petitioner submitted that he may be permitted to withdraw the present petition with liberty to avail the remedy as may be available to the petitioner in accordance with law.

4. Permission aforesaid is allowed.

5. Accordingly, present petition stands dismissed as withdrawn with liberty aforesaid.

Order Date :- 21.11.2023

Nitendra