

Court No. - 67

Case :- MATTERS UNDER ARTICLE 227 No. - 11201 of 2023

Petitioner :- Devesh Kumar

Respondent :- Prashant Upadhyay

Counsel for Petitioner :- Sudhanshu Kumar Singh

Hon'ble Mohd. Azhar Husain Idrisi,J.

1. Heard Sri Sudhanshu Kumar Singh, learned counsel for the petitioner and learned A.G.A. for the State.

2. By means of present petition, petitioner has prayed following relief.

"(A). Issue a order or direction to quash the impugned order dated 08.08.2023 in Criminal Revision No. 55 of 2023 in Criminal Revision No. 55 of 2023 (Devesh Kumar Vs. Prashant Upadhyay and others), under Section 138 N.I. Act, Police Station Narkhi, District Firozabad."

3. Learned counsel for the petitioner submits that petitioner has filed Revision No. 55 of 2023 (Devesh Kumar Vs. Prashant Upadhyay and others), under Section 138 N.I. Act, Police Station Narkhi, District Firozabad against summoning order dated 13.03.2023 passed by learned Ist Additional Chief Judicial Magistrate, Firozabad under Section 138 Negotiable Instrument Act which has been dismissed by learned Sessions Judge, Firozabad and non bailable warrant has been issued against him.

4. In the facts and circumstances of the case, if so advised, the petitioner may apply for regular bail before the trial court within a period of ten days which shall be decided by the trial court in accordance with law expeditiously.

5. With the aforesaid observation, the writ petition is disposed of.

Order Date :- 30.11.2023

Rmk.