

Court No. - 86

Case :- APPLICATION U/S 482 No. - 40197 of 2023

Applicant :- Vikas Kumar And 4 Others

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

Counsel for Applicant :- Vijeta Kushwaha

Counsel for Opposite Party :- G.A.

Hon'ble Rajiv Gupta,J.

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

2. This application u/s 482 Cr.P.C. has been filed by the applicants with the prayer to quash the summoning order dated 9.12.2022 passed by Judicial Magistrate/Additional Civil Judge, (J.D.) Court No. 03, Meerut, as well as order dated 19.8.2023 passed by Additional Session Judge, Court No.16, Meerut in Revision No. 35 of 2023, Vikas Kumar and other Vs. State of U.P and another and entire proceeding of complaint case no. 27953 of 2022, Suraj Kumar Vs. Vikas Kumar and others, under section 354, 452, 323, 504, 506 I.P.C., P.S. Daurala, District Meerut, pending in the court of Judicial Magistrate/Additional Civil Judge, (J.D.), Court No. 03, Meerut.

3. Learned counsel for the applicants has made a statement at the bar, on instructions, that he does not want to press other prayers made in the application and states that the applicants are ready to surrender before the court below and seek their bail and that their 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 A.G.A. has submitted that he has no objection to the prayer made by learned counsel for applicants for not pressing the other prayers made in the application.

5. In view of the above, in case the applicants appear before the court below within three weeks from today and seek bail, their 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 filed u/s 482 Cr.P.C. is finally disposed of.

Order Date :- 1.11.2023

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