

Court No. - 86

Case :- APPLICATION U/S 482 No. - 40233 of 2023

Applicant :- Urvashi

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

Counsel for Applicant :- Ashutosh Pandey, Punit Kumar Upadhyay

Counsel for Opposite Party :- G.A.

Hon'ble Rajiv Gupta, J.

1. Heard learned counsel for the applicant, learned A.G.A. and perused the record.
2. This application u/s 482 Cr.P.C. has been filed by the applicant with the prayer to quash the N.B.W. order dated 26.10.2023 as well as summoning order dated 2.6.2023 passed by Additional Civil Judge (J.D.), Court No. 02, Kanpur Nagar alongwith entire proceeding of case no. 106154 of 2023, State Vs. Brahmdukt Shukla, arising out of case crime no. 14 of 2023, under section 342, 323, 504, 325 I.P.C., P.S. Kidwai Nagar, District Kanpur Nagar, pending in the court of Additional Civil Judge (J.D.), Court No. 02, Kanpur Nagar.
3. 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 application and states that the applicant is ready to surrender 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 A.G.A. has submitted that

he has no objection to the prayer made by learned counsel for applicant for not pressing the other prayers made in the 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 filed u/s 482 Cr.P.C. is finally disposed of.

Order Date :- 1.11.2023

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