

Court No. - 77

Case :- CRIMINAL APPEAL No. - 11072 of 2023

Appellant :- Sandeep @ Sandeep Kumar

Respondent :- State of U.P. and Another

Counsel for Appellant :- Anil Kumar

Counsel for Respondent :- G.A.

Hon'ble Mrs. Renu Agarwal,J.

1. Heard learned counsel for the appellant, learned AGA for the State and perused the record.
2. Present Criminal Appeal under section 14-A(1) of Schedule Casts and Scheduled Tribes Act has been filed against the impugned charge sheet dated 14.03.2023 and cognizance/summoning order dated 11.07.2023 passed by Special Judge Schedule Casts and Scheduled Tribes Act (P.A.) Act, Hamirpur in Special Case No.1066 of 2023, Case Crime No.02 of 2023, under sections 354-B, 452, 504, IPC and section 3(1) R, 3(1) S, 3(2) VA, Schedule Casts and Scheduled Tribes Act, Police Station Bewar, District Hamirpur (State V. Anandi and another).
3. During the course of argument learned counsel for the appellant submits that he does not want to press the prayer made in the appeal and confines his prayer only to the extent that a direction be given to the court below to decide the bail application of the appellant in the light of the law laid down by the Apex Court in the case of **Satender Kumar Antil Vs. Central Bureau of Investigation**, reported in **2021 (10) SCC 773** and **Satender Kumar Antil Vs. Central Bureau of Investigation** and others **MANU/SC/0851/2022**.
4. Learned AGA for the State is having no objection, if such a direction is given to the court below to decide the bail application

of the appellant in the light of the judgments of Apex Court in the cases of **Satender Kumar Antil(Supra)**.

5. Considering the aforesaid fact it is directed that if the appellant appears before the trial court within one month from today and apply for bail then, his bail application shall be decide by the court concerned on the basis of law laid down by the Apex Court in the cases of **Satender Kumar Antil(Supra)**.

6. With the aforesaid direction/observation, the present appeal is disposed of accordingly.

(Renu Agarwal,J.)

Order Date :- 29.11.2023
VKG