

Court No. - 91

Case :- APPLICATION U/S 482 No. - 42243 of 2023

Applicant :- Rakesh Raikwar

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

Counsel for Applicant :- Ashish Kumar Srivastava

Counsel for Opposite Party :- G.A.

Hon'ble Gajendra Kumar,J.

1. Heard learned counsel for the applicant and learned AGA for the State.
2. The present application u/s 482 Cr.P.C. has been filed by the applicant with the prayer to modify the order dated 14.09.2023 in Criminal Appeal No.46 of 2023, under Section 138 of N.I. Act, Police Station Nababad, District Jhansi.
3. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the present matter. Further submission is that no prima facie case is made out against the applicant.
4. On the other hand, learned AGA has opposed the prayer but could not dispute the aforesaid fact.
5. Keeping in view the aforesaid submissions and contention made by the learned counsel for the parties, the application is disposed off with a direction to the applicant to move an application before the court concerned for relaxation of the condition imposed upon the applicant, which shall be heard and decided in accordance with law.
6. With the aforesaid observations, the present application u/s 482 Cr.P.C. is **disposed off.**

Order Date :- 20.11.2023

Sanjeet