Court No. - 72

Case :- CRIMINAL MISC ANTICIPATORY BAIL APPLICATION U/S 438 CR.P.C. No. - 13287 of 2023

Applicant :- Naushad And Another
Opposite Party :- State of U.P.
Counsel for Applicant :- Anil Kumar Mishra
Counsel for Opposite Party :- G.A.

Hon'ble Krishan Pahal,J.

1. List has been revised.

2. Heard Sri Avinash Pandey, Advocate holding brief of Sri Anil Kumar Mishra, learned counsel for applicants as well as Sri Pranshu Kumar, learned Additional Government Advocate for State.

3. The present application for anticipatory bail has been filed for protection in regard to Case Crime No.702 of 2019, under Section 326 I.P.C., P.S. Partapur, District Meerut.

4. After arguing for some time, applicants' counsel submits that the present application for anticipatory bail may be disposed of with a direction to file a regular bail application which may be decided keeping in view the guidelines as laid down by the Apex Court in the case of **Satender Kumar Antil vs. Central Bureau of Investigation and another** reported in **2022 SCC OnLine SC 825**.

5. Learned A.G.A. has no objection to the prayer of learned counsel for the applicants.

6. After hearing learned counsel for the parties, no case is made out for interference U/s 438 Cr.P.C. The present anticipatory bail application is **disposed of** with a direction that the applicants shall surrender before the concerned court within one month from today and in case a regular bail application is filed, the same be decided in view of the law laid down by the Supreme Court in case of **Satender Kumar Antil (supra)**.

7. For the period of one month from today or till the time of surrender of the applicants before the concerned court, whichever is earlier, no coercive action shall be taken against the applicants- Naushad and Smt. Rubina, in the above case.

Order Date :- 16.12.2023
Ravi Kant

(Krishan Pahal, J.)

Digitally signed by :-
RAVI KANT
High Court of Judicature at Allahabad