

Court No. - 86

Case :- APPLICATION U/S 482 No. - 44541 of 2023

Applicant :- Sunder And 3 Others

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

Counsel for Applicant :- Dharmendra Kumar Patel

Counsel for Opposite Party :- G.A.

Hon'ble Rajiv Gupta,J.

1.Heard Sri Brij Kishore Singh holding brief of Sri Dharmendra Kumar Patel, learned counsel for the applicants, learned A.G.A. for the State and perused the record.

2.This application under Section 482 Cr.P.C. has been filed with the prayer to quash the cognizance/summoning order dated 28.1.2021 passed by Civil Judge (Junior Division)/ Judicial Magistrate, Sambhal as well as charge sheet No. 208 of 2019 dated dated 22.9.2019 in Case No. 924 of 2023 (State Vs. Sunder and others) arising out of case crime No. 202 of 2019, under Sections 308, 324, 323, 504, 506 IPC, Police Station-Asmoli, District-Sambhal, pending in the court of

3.After some arguments, 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 instant application and states that the applicants are ready to appear 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 AGA states that he has no objection to the aforesaid prayer made by learned counsel for the applicant for not pressing the other prayers made in the instant 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 under Section 482 Cr.P.C. is finally disposed off.

Order Date :- 14.12.2023

KU