

Court No. - 93

Case :- APPLICATION U/S 482 No. - 44665 of 2023

Applicant :- Ramshankar And 4 Others

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

Counsel for Applicant :- Alok Ranjan Tripathi

Counsel for Opposite Party :- G.A.

Hon'ble Manoj Bajaj,J.

Applicant being accused has approached this Court through this application under Section 482 Code of Criminal Procedure seeking quashing of the order dated 6.10.2023 passed by Additional Chief Judicial Magistrate-II, Kanpur Dehat in Complaint Case No. 945 of 2018, titled Sunila vs. Ramshankar and others, under Section 12 of the Protection of Women from Domestic Violence Act, 2005, P.S. Mangalpur, district-Kanpur Dehat.

Learned counsel for the applicant prays for withdrawal of this petition in order to avail the alternative statutory remedy of appeal before the court of sessions.

The petition is dismissed as withdrawn with liberty as prayed.

In case the applicant files an appeal within a period of two weeks, the same shall be decided on merits without going into the issue of delay in filing the appeal.

Certified copy, if any, shall be returned to the learned counsel for the applicant on his supplying photo stat copy of the same.

Order Date :- 7.12.2023

Faridul