

Court No. - 86

Case :- APPLICATION U/S 482 No. - 44752 of 2023

Applicant :- Hariom And Another

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

Counsel for Applicant :- Sushant Misra

Counsel for Opposite Party :- G.A.

Hon'ble Rajiv Gupta,J.

1. Heard 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 charge-sheet no.136 of 2021, dated 07.09.2021 and cognizance/summoning order dated 13.04.2023 as well as entire proceedings of Case No. 8816 of 2023 (State Vs. Hariom and Another), arising out of Case Crime No. 49 of 2021, under Sections 498-A, 323, 504 IPC and Section 3/4 of Dowry Prohibition Act, Police Station Shivrajpur, District Kanpur Nagar, pending in the court of Additional Civil Judge (Sr. Div.), Court No.1, Kanpur Dehat.

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 applicants 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 of.**

Order Date :- 8.12.2023/Nadim