

Court No. - 86

Case :- APPLICATION U/S 482 No. - 45600 of 2023

Applicant :- Ashok Chandra Yadav And 3 Others

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

Counsel for Applicant :- Dharendra Kumar Srivastava

Counsel for Opposite Party :- G.A.

Hon'ble Rajiv Gupta,J.

1. Vakalatnama filed by Shri Sanjai Kumar Pandey on behalf of O.P. No.2 is taken on record.
2. Heard learned counsel for the applicants, learned counsel for O.P. No.2 and learned A.G.A. and perused the record.
3. This application u/s 482 Cr.P.C. has been filed by the applicants with the prayer to quash the summoning order dated 17.3.2021 passed by Judicial Magistrate-Ist, Allahabad and charge sheet dt. 26.4.2020 as well as entire criminal proceedings of criminal case no. 199 of 2021, arising out of case crime no. 191 of 2018, under section 323, 504, 506, 308, 325 I.P.C. P.S. Tharwai, District Prayagraj, pending before the court of A.C.J.M, Court No.5, Allahabad.
4. 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 application and states that the applicants are ready to surrender 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.

5. Per contra, learned A.G.A. and learned counsel for O.P. No.2 has submitted that he has no objection to the prayer made by learned counsel for applicants for not pressing the other prayers made in the application.

6. 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.

7. With the aforesaid observations, this application filed u/s 482 Cr.P.C. is finally disposed of.

Order Date :- 14.12.2023

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