

Court No. - 9

Case :- CRIMINAL APPEAL No. - 1850 of 2023

Appellant :- Sahil And Another

Respondent :- State Of U.P. Thru. Prin. Secy. Home, Lko. And Another

Counsel for Appellant :- Mohd. Ghayasuddin Khan

Counsel for Respondent :- G.A.

Hon'ble Dinesh Kumar Singh,J.

1. Heard learned counsel for the appellants and Sri Anurag Varma, learned AGA and perused the record.
2. The present appeal under Section 14-A(1) of the Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989 has been filed impugning the summoning order dated 21.5.2022 passed by the Special Judge, SC/ST Act, Lucknow as well as the charge sheet dated 14.11.2021 filed in Case No.1033 of 2022, arising out of Case Crime No.405 of 2021, under Sections 147, 149, 323, 504 and 506 IPC and Section 3(1)Da, 3(1)Dha, 3(2) (Va) SC/ST Act, Police Station Malihabad, District Lucknow.
3. From the reading of the FIR and the charge sheet, it cannot be said that the accused-appellants have been falsely implicated or any offence is made out.
4. Considering the aforesaid facts, this Court does not find any ground to interfere with the ongoing proceedings.
5. Appeal is accordingly ***dismissed***.
6. However, it is provided that if the accused-appellants surrender before the trial court concerned within ten days from today and apply for regular bail, their bail application shall be considered expeditiously in accordance with law without being influenced by any of the observations made by this Court while dismissing this appeal.

Order Date :- 21.6.2023

Rao/-