

Court No. - 11

Case :- APPLICATION U/S 482 No. - 7360 of 2023

Applicant :- Smt. Nujhat Jahan @ Nujhat Masood

Opposite Party :- State Of U.P. Thru. Prin. Secy. Vigilance
Lko. And Others

Counsel for Applicant :- Anand Singh Pawar, Mratunjay
Singh, Rajesh Kumar Singh

Counsel for Opposite Party :- G.A.

Hon'ble Saurabh Lavania, J.

Heard learned counsel for the applicant, learned AGA for the State of U.P. and perused the record.

The present application under Section 482 Cr.P.C. has been filed to quash the summoning order dated 29.06.2021 as well as charge sheet No. IA/2020 dated 25.03.2021 submitted in FIR No. 510 of 2013 arising out of Case Crime No. 500 of 2013, under Sections 409, 120-B IPC and Section 13(1)(d) read with Section 13(2) of Prevention of Corruption Act, 1988 and further not to give effect to the summoning order dated 29.06.2021 as well as charge sheet No. IA/2020 dated 25.03.2021.

After arguing at some length, learned counsel for the applicant based upon the judgment of the Hon'ble Apex Court passed in the case of ***Bongaigaon Refinery & Petrochemicals Ltd. v. Girish Chandra Sarma, (2007) 7 SCC 206*** submitted that the applicant may be permitted to move discharge application before the court concerned, which may be directed to be decided expeditiously.

To the aforesaid, there is no objection.

Accordingly, the instant application is disposed of with liberty to the applicant to prefer an application for discharge before the Court concerned, which shall be considered and decided by the trial Court expeditiously, in accordance with law, by means of reasoned and speaking order.

With the aforesaid, the instant application is ***disposed of finally.***

Order Date :- 23.11.2023

Arun/-