

Court No. - 28

Case :- APPLICATION U/S 482 No. - 9865 of 2023

Applicant :- Rajesh @ Rajesh Shyam Babu Mishra And 2 Others

Opposite Party :- State Of U.P. Thru. Addl. Chief Secy. Deptt. Lko And Another

Counsel for Applicant :- Anup Kumar Mishra, Jahan Singh Yadav

Counsel for Opposite Party :- G.A.

Hon'ble Shree Prakash Singh, J.

1. Heard Sri Anup Kumar Mishra, learned counsel for the applicants, Sri Girijesh Dwivedi, learned A.G.A. for the State and perused the record.

2. The instant application under section 482 Cr.P.C. has been filed with a prayer to quash the entire criminal Proceeding of the Criminal Case No. 2206/2023, arising out of case crime No. 0109 of 2000 under section 323/452/504/506, I.P.C. lodged at Police Station - Jamo District- Amethi So for as concern to the petitioners. pending in the Court of Learned Judicial Magistrate Court no.30, Sultanpur and also set aside the Charge sheet dated 13-04-2000 and summoning/NBW order dated 14.06.2023 issued by the Judicial Magistrate Court no. 30, Sultanpur.

3. It is further submitted that non-appearance before the court below is not deliberate but it had happened due to unavoidable circumstances. Learned counsel for the applicants submits that the applicants undertakes that he will not further jump the conditions of bail and will remain present on each and every date fixed by the court below.

4. Learned counsel further undertakes that the applicants will appear before the court below within a period of two weeks and apply for bail.

5. In view of the aforesaid submissions, for the period of fifteen days, non bailable warrant dated 14.06.2023 issued against the applicants shall remain stayed.

6. However, if the applicants do not appear before the court below within the aforesaid period, this order shall stand revoked and no benefit of this order shall accrue to him.

7. The application is **disposed off**.

Order Date :- 10.10.2023/Mayank