

Court No. - 29

Case :- CRIMINAL APPEAL No. - 3042 of 2023

Appellant :- Ram Krishna Dwivedi @ Karanto And Another

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

Counsel for Appellant :- Mohammad Alam

Counsel for Respondent :- G.A.

Hon'ble Mrs. Renu Agarwal,J.

1. Heard learned counsel for the appellants and learned AGA for the State.

2. Instant criminal appeal under Section 14-A(1) of the Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989 has been preferred against the order dated 24.08.2023 passed by Special Judge SC/ST Act, Lucknow in Sessions Case No. 2770/2023, crime No. 348 of 2022 under Section 323, 504, 506 I.P.C. and 3(1)(Da & 3(1) Dha of the SC/ST Act, P.S. Banthara Distt. Lucknow.

3. Learned counsel for the applicants does not want to press the prayer made in the Appeal. He confines his prayer only to the extent that a direction be given to the court concerned to decide the bail application of the applicant in the light of the law laid down by the Apex Court in the cases of **Satender Kumar Antil Vs. Central Bureau of Investigation**, reported in **2021 (10) SCC 773** and **Satender Kumar Antil Vs. Central Bureau of Investigation and others MANU/SC/0851/2022**.

4. Learned AGA is having no objection, if such a direction is given to the court concerned to decide the bail application of the applicant in the light of the judgments of the Apex Court in the cases of **Satender Kumar Antil** (supras).

5. Accordingly, it is directed that if applicant appears before the trial court within three weeks from today and apply for bail then, his bail

application shall be decided by the court below on the basis of law laid down by the Apex Court in the cases of **Satender Kumar Antil** (supras).

6. With these direction/observation, the present appeal is, accordingly, **disposed of.**

(Renu Agarwal,J.)

Order Date :- 31.10.2023

Karan