

Court No. - 27

Case :- APPLICATION U/S 482 No. - 10586 of 2023

Applicant :- Dhanlal Mishra

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

Counsel for Applicant :- Kailash Nath Mishra

Counsel for Opposite Party :- G.A.

Hon'ble Brij Raj Singh,J.

Heard Rahul Mishra, holding brief of Sri Kailash Nath Mishra, learned counsel for the applicant, Sri Aniruddh Singh learned A.G.A. for the State and perused the material placed on record.

The present application has been filed praying for quashing entire criminal proceeding including chargesheet of Crl. Case No.10521 of 2020 (State. Vs. Dhanlal Mishra) arising out of Case Crime No.230/2018 under Section 3/7 of Essential Commodities Act, PS Colongaj, district Gonda pending in the Court of 1st Additional Chief Judicial Magistrate, Gonda.

After arguing at some length, learned counsel for the applicant submits that he does not want to press this anticipatory bail application. However, he has submitted that the applicant may be granted the benefit of the case of **Satender Kumar Antil Vs. Central Bureau of Investigation and another** reported in **[2022 SCC Online 825]**. He states that the applicant will surrender before the court below and apply for bail.

It is therefore, directed that in case the applicant surrenders before the Court below within two weeks from today and prefer bail application, the court below will decide the said bail application, as expeditiously as possible, taking into account the law laid down by the Supreme Court in **Satender Kumar Antil** (*supra*) and decide it in accordance with law.

The application stands disposed of.

Order Date :- 30.10.2023

Rajneesh JR-PS)