

Court No. - 28

Case :- APPLICATION U/S 482 No. - 10700 of 2023

Applicant :- Mohd. Sirtaaz

Opposite Party :- State Of U.P. Thru. Prin. Secy. Home Lko.
U.P. And 3 Others

Counsel for Applicant :- Shiv Shankar Verma

Counsel for Opposite Party :- G.A.

Hon'ble Shree Prakash Singh,J.

Heard learned counsel for the applicant, Ms. Nusrat Jahan, learned A.G.A. for the State and perused the material placed on record.

Instant application under section 482 Cr.P.C. has been filed by the applicants with the prayer to quash the proceedings of the Additional District and Session Judge/Special Judge Court No.44, Barabanki, S.C. No.1591 of 2023 (State of Sirtaaj) under Sections 354 (ka), 504, 506 I.p.C. and 7/8 POCSO Act 2012, pending in the court of Additional District and Sessions Judge/Special Judge Court No.44, Barabanki and for quashing of the charge sheet no.A-391 of 2023, arising out of Case Crime No.490 of 2023, under Sections 354 (ka), 504, 506 I.p.C. and 7/8 POCSO Act, 2012 dated 5.7.2023 submitted against the applicant by the police of the Police Station Deva, District Barabanki and also for quashing of the summoning order dated 9.8.2023 passed by the Additional District and Session Judge/ Special Judge Court No.44, Barabanki, whereby the applicant has been summoned dated 9.8.2023 as accused under Sections 354(ka), 504, 506 I.P.C. and 7/8 POCSO Act 2012.

After argument at length, learned counsel appearing for the applicant submits that the interest of justice would be served, if the bail application of the applicant is directed to be considered by the Court concerned. He further submits that the applicant shall surrender before the court concerned and will file the bail application. He further added that this Court may be pleased to direct the Court concerned to decide the bail application of the applicant within stipulated period of time, as fixed by this Court.

In view of the aforesaid submissions, present application is disposed off with a direction that in case, the applicant surrenders before the court concerned and applies for bail, his bail application may be considered and decided in accordance with law as expeditiously as possible.

Order Date :- 7.11.2023

Ram Murti