

Court No. - 13

Case :- APPLICATION U/S 482 No. - 10825 of 2023

Applicant :- Praveen Kumar Shukla

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

Counsel for Applicant :- Ranjan Shukla

Counsel for Opposite Party :- G.A.

Hon'ble Karunesh Singh Pawar,J.

Heard learned counsel for the applicant as well as learned Additional Government Advocate for State.

Notice to respondent No.2 is dispensed with in view of the proposed order.

The present application has been filed to quash the impugned proceedings arising out of case crime No.0250 of 2022 under sections 420, 406, 506 I.P.C., P.S. Madiyaon, district Lucknow (North Commissionerate) as also summoning order dated 10.4.2023 passed by Judicial Magistrate-III, Lucknow.

Learned counsel for applicant, after arguing for some time, submits that present petition may be dismissed as not pressed with liberty to file a bail application which may be decided in view of law laid down by Supreme Court in **Satender Kumar Antil versus Central Bureau of Investigation and another Special Leave to Appeal (Cri)No.5191 of 2021**, to which learned A.G.A. has no objection.

In view of the above, prayer for quashing the impugned proceeding is refused. So far as other prayer is concerned, it is provided that in case the applicant appears before the trial court within three weeks from today and a bail application is filed, the same be decided expeditiously, in view of the law laid down by Supreme Court in Satender Kumar Antil's case (supra).

The petition is disposed of accordingly.

Order Date :- 3.11.2023

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