

Court No. - 13

Case :- MATTERS UNDER ARTICLE 227 No. - 5688 of 2023

Petitioner :- Dr. Hriday Ram Yadav

Respondent :- Addl. Chief Judicial Magistrate Sultanpur And 7 Others

Counsel for Petitioner :- Balram Yadava, Rajesh Kumar Anand

Hon'ble Karunesh Singh Pawar, J.

Heard learned counsel for the petitioner and learned AGA for the State.

Notices to respondent no. 2 are dispensed with in view of the proposed order.

By this petition, the petitioner has prayed for the following relief:-

"issue an order or direction, thereby directing the opp-party no.1, to summon the accused/opp- parties nos.2 to 8, as per provisions of Section 204 of the Code of Criminal Procedure on the next date fixed on 04.11.2023 and further direct the opp-party no.1, to decide the Complaint Case No.3044 of 2017 (Dr.Hriday Ram Yadav versus Azad Singh Kesri and others) under Sections 147, 148, 452, 323, 504, 506, 500, 392 and 427 IPC, Police Station Kotwali Dehat, District Sultanpur, within a timeframe as stipulated by this Hon'ble Court."

Learned counsel for the petitioner submits that complaint case No. 3044 of 2017 "Dr. Hriday Ram Yadav Vs. Azad Singh Kesri and others", under Sections 147/148/452/323/504/506/500/392/427 IPC, P.S. Kotwali Dehat, District Sultanpur was filed by the petitioner against the accused persons. The evidences are complete and the matter is fixed for final hearing, however, he submits that for some or the other reason, the matter is lingering on for the several months and final argument have not been concluded and consequently the complaint case could not be decided. Hence, he prays that the learned trial court be directed to decide the aforementioned complaint case.

In view of the above, as well as considering the innocuous nature of the payer, the petition is ***disposed of*** with a direction to the court below to expedite the hearing of the complaint case and conclude the same within a further period of three months from the date of production of certified copy of this order.

Order Date :- 7.11.2023

R.C.