

Court No. - 28

Case :- APPLICATION U/S 482 No. - 10951 of 2023

Applicant :- Manoj Kumar Yadav And 2 Others

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

Counsel for Applicant :- Manoj Sahu

Counsel for Opposite Party :- G.A.

Hon'ble Shree Prakash Singh,J.

Heard Sri Shubhash Chandra Yadav, and Sri Manoj Sahu, learned counsel for the applicants and learned A.G.A. for the State as well as perused the record.

Instant application under Section 482 Cr.P.C has been filed with prayer to quash the entire proceedings as well as charge sheet no. A262/2020 & summoning order dated 18.08.2021 passed by learned Civil Judge (J.D.) II Ayodhya/Judicial Magistrate Ayodhya in case no. 966/2021 arising out of case crime no. 230/2020 under section under section 323/336/332/ 353/504/ 506/188/270 I.P.C. & under section 3 Epidemic Diseases Act, 2020 & under section 51 of The Disaster Management Act, 2005, relating to Police Station- Mawai, District- Faizabad now Ayodhya, named and styled as State Vs. Manoj Kumar Yadav and others, pending in the court of Civil Judge (J.D.) IV/Judicial Magistrate Ayodhya.

Learned counsel for the applicants submits that the applicants are innocent and they have falsely been implicated in the present case with false and frivolous allegations. He further added that the applicants were not involved in committing the alleged offence as has been mentioned in the first information report.

At this stage, learned counsel for the applicants submits that he does not want to press the application and seeks liberty to file bail application before the learned trial court which may be decided in view of law laid by Hon'ble Supreme Court's judgment in the case of **Satender Kumar Antil versus Central Bureau of Investigation and another (2022)10 SCC 51**.

Learned A.G.A. has no objection to the prayer made by learned counsel for the applicants.

On due consideration to the submissions of learned counsel for

the parties, it is provided that in case, the applicants appear before the trial court within two weeks from today and file bail application, the same shall be decided expeditiously in view of law laid down in the case of **Satender Kumar Antil (supra)**.

The application is **disposed off** accordingly.

Order Date :- 7.11.2023

Anurag