

Court No. - 28

Case :- APPLICATION U/S 482 No. - 11188 of 2023

Applicant :- Deepak Shukla

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

Counsel for Applicant :- Pradeep Kumar Mishra

Counsel for Opposite Party :- G.A.

Hon'ble Shree Prakash Singh,J.

At the very outset, learned counsel appearing for the applicant submits due to typographical error, the date of summoning order has wrongly been transcribed in the memo as well as prayer clause of the instant application. He submits that he may be permitted to correct the same during the course of the day.

Learned A.G.A. appearing for the State has no objection to the contention aforesaid.

In view of aforesaid submissions, learned counsel for the applicant is permitted to correct the same during the course of the day.

Heard learned counsel for the applicant, Sri Attarey Tripathi, learned A.G.A for the State and perused the record.

The instant application has been filed for quashing of the entire proceedings of Case Crime No. 426 of 2020; arising out of Chargesheet No. 02 of 2023 dated 14-02-2023, arising out of Case No./First Information Report No. 426 of 2020, under section 12 of the Prevention of Corruption Act, Police Station-Kamlapur, District-Sitapur as well as summoning order dated 06-10-2023 passed by the learned Additional District Judge/Special Judge, P.C.-7, Lucknow.

After arguing at length, learned counsel appearing for the applicant submits that the interest of justice would be sub-served, if the bail application of the applicant is directed to be considered and decided 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 a stipulated period of time as may be fixed by this Court.,

Learned A.G.A. has no objection to the contentions aforesaid.

In view of the aforesaid submissions, present application is **disposed of** with a direction that in case the applicant surrenders before the Court concerned and applies for bail, his bail application shall be considered and decided in accordance with law propounded by the Apex Court, expeditiously as possible.

The applicant is at liberty to file an application for discharge before the court below within a period of two weeks from today and if such an application is filed, the same shall be considered and decided within a further period of 30 days, strictly in accordance with law.

Order Date :- 9.11.2023

AKS