

Court No. - 28

Case :- APPLICATION U/S 482 No. - 11544 of 2023

Applicant :- Gaurav Raghav And 5 Others

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

Counsel for Applicant :- Mahfooz Alam

Counsel for Opposite Party :- G.A.

Hon'ble Mrs. Jyotsna Sharma,J.

01. Heard Sri Mahfooz Alam, learned counsel for the applicants and learned A.G.A. for the State and perused the record.

02. This application under Section 482 Cr.P.C. has been filed by the applicant with a prayer to quash the chargesheet as well as entire proceeding of Case No.39729 of 2023 arising out of F.I.R. No.0170/2022 (State vs. Gaurav Raghav and others), under Sections 498-A, 323, 504 and 506 I.P.C. & 3/4 D.P. Act, P.S. Sushant Golf City, District Lucknow.

03. After arguing for sometime the learned counsel for the applicants seeks not to press the aforesaid prayers. He further stated at the Bar that he is not pressing any other prayer made in this application on merits and prayed that a direction may be issued to the concerned courts below to consider and decide the bail application/surrender application of the applicants expeditiously.

04. Learned A.G.A. for the State of U.P. submits that in case the applicants are not pressing for the reliefs as initially sought for by them on merit and want to surrender before the concerned court below, he has no objection.

05. In view of facts and circumstances of the case and no objection of learned A.G.A., it is directed that in case the applicants surrender before the court concerned within 15 days from today and move a suitable bail application, the same shall be considered and decided by the court below in accordance with law and keeping in view the guidelines as laid down by the Apex Court in the case of ***Satender Kumar Antil vs. Central Bureau of Investigation and another, reported in (2021) 10 SCC 773.***

06. With the above directions, this application under Section 482 Cr.P.C. is **disposed of.**

Order Date :- 28.11.2023

Asha