

Court No. - 29

Case :- APPLICATION U/S 482 No. - 2734 of 2024

Applicant :- Anil Alias Vakil Ahmad

Opposite Party :- State Of U.P. Thru. Prin. Secy. Home Deptt. Civil
Secrt. Lko. And 4 Others

Counsel for Applicant :- Jitendra Kumar Chaudhary

Counsel for Opposite Party :- G.A.

Hon'ble Ajay Bhanot,J.

Heard Sri Jitendra Kumar Chaudhary, learned counsel for the applicant, Sri Manoj Kumar Jaiswal, learned counsel for the opposite party no. 3 and learned AGA for the State.

The applicant and the victim were intimate. Their relationship was opposed by the family of the victim. The victim and the applicant eloped and got married to each other of their free will on 20.05.2016. They have been living happily ever since. Two children Rusda aged about six years and Adnan aged about three years were born in the wedlock.

The applicant and the victim as well as the children are present in Court and have stated that they are happily married. They have been identified by their respective counsels.

In view of above entire proceedings of Criminal Case No. 83 of 2016 (State Vs Anil alias Vakeel Ahmad) arising out of Case Crime No. 482 of 2016 under Sections 363/366/376 IPC and Section 3/4 POCSO Act, Police Station- Kotwali Sadar, District- Kheri pending in the Court Additional District Judge FTC, Lakhimpur

Kheri and impugned non bailable warrant order dated 07.10.2021 as well as its consequential orders till dated 18.01.2024, impugned summoning order dated 30.07.2016 as well as impugned chargesheet dated 06.07.2016 bearing no. 261 of 2016, are quashed.

The Application U/S 482 is allowed.

Order Date :- 20.3.2024

Pravin