

Court No. - 12

Case :- APPLICATION U/S 483 No. - 900 of 2024

Applicant :- Shiv Shankar Shukla

Opposite Party :- State Of U.P. Thru. A.C.S / Prin. Secy. Deptt. Of Home Lko. And 5 Others

Counsel for Applicant :- Shaista Parveen

Counsel for Opposite Party :- G.A.

Hon'ble Saurabh Lavania,J.

1. Heard learned counsel for the applicant, learned Government Advocate for the State of U.P. and perused the record.

2. The instant application has been preferred for the following main relief:-

"The petitioner above named most respectfully begs to submit that for the facts, reasons and circumstances as stated in the accompanying affidavit, this Hon'ble Court may kindly be pleased to direct expedite the case bearing Session Trial No. 360/2019,CNR No. UPST010058532019 arising out of Case Crime No. 328/2019, Under Sections 147, 148, 149, 302, 120-B I.P.C. at Police Station- Jaisinghpur, District-Sultanpur, pending in the Court of District & Sessions Judge, Sultanpur, "State Vs. Rinku @ Ranvijay & Others" in a time bound period which is pending since 27.09.2019 in the interest of justice."

3. Considering the facts and circumstances of the case indicated in the application including the period of pendency of the case in issue, the present application is disposed of with a direction to the Court concerned to make all endeavour for concluding the proceedings of the case in issue, expeditiously, as according to various pronouncements of the Hon'ble Apex Court including the judgment(s) passed in the case of ***Maneka Gandhi Versus Union of India and Another (1978) 1 SCC 248, Hussainara Khatoon Versus Home Secretary, State of Bihar (1980) 1 SCC 81, Kadra Pahadiya and Others Versus State of Bihar (1981) 3 SCC 671***, the right to speedy trial/disposal of the case is implicit under Article 21 of the Constitution of India.

4. With the aforesaid, the instant application is ***disposed of***.

Order Date :- 18.12.2024

Anand/-