2026:AHC:186470

HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 34490 of 2026

Shan Ahmad And 3 Others

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Applicant(s) : Mohd Khalid Ansari, Qaisar Kamal Ansari

Counsel for Opposite Party(s) : G.A.

Court No. - 83

HON'BLE CHAWAN PRAKASH, J.

1. Heard learned counsel for the applicants, learned A.G.A. for the State and perused the record.

2. This application under Section 528 B.N.S.S. has been filed by the applicants with the prayer to allow this application and quash the Non Bailable Warrant dated 18.02.2026 passed by ACJ (J.D), 21, Allahabad in Case No. 1302 of 2015 (State vs. Shan and others), arising out of Case Crime No. 61 of 2014, under Sections 498A, 323, 506 IPC and Section 3/4 D.P. Act, Police Station Mahila Thana, District Allahabad.

3. After advancing certain argument at length by learned counsel for the applicants, when the Court put certain query to him, he gave up his challenge to the aforesaid impugned charge sheet against the applicants and confined his submission requesting to grant some protection to the applicants to surrender before the concerned court below. Learned counsel for the applicants 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 of the applicants expeditiously in accordance with law.

4. *Per contra*, learned A.G.A. for the State states that he has no objection to the aforesaid prayer made by learned counsel for the applicants for not pressing the other prayers made in the instant application.

5. In view of the above, it is directed that in case the applicants appear/surrender before the concerned trial court within three weeks from today and apply for bail, their bail application shall be considered and decided in view of law laid down by Hon'ble Apex Court in the case of ***Satender Kumar Antil Vs. Central Bureau of Investigation and another: (2021) 10 SCC 773.*** Till the aforesaid period of three weeks or till surrender before Court, whichever is earlier, no coercive steps shall be taken against the applicants in the aforesaid case.

6. With the aforesaid observations, this application is finally **disposed of.**

(Chawan Prakash,J.)

September 8, 2026
Rmk.

Digitally signed by :-
RAM MURTI KUSHWAHA
High Court of Judicature at Allahabad