

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**Misc. Criminal Case (A) No.800 of 2017**

- Rahul Punjabi S/o Shri Anil Punjabi, Aged About 22 Years R/o Gali, No.2, Katora Talab Raipur, P. S. Tikrapara, Civil & Revenue District Raipur Chhattisgarh.

---- Applicant

Versus

- State Of Chhattisgarh Through The Station House Officer Police Station Tikrapara, Civil & Revenue District Raipur Chhattisgarh.

---- Respondent

For Applicants	: Shri Sunil Sahu, Advocate
For Respondent/State	: Shri Ashok Swarnkar, Panel Lawyer

Hon'ble Shri Justice Chandra Bhushan Bajpai**Order On Board****27.9.2017**

At the outset, learned counsel for the applicant would submit that instant MCRCA may be disposed of as withdrawn as the applicant intends to surrender before the concerned Court of Judicial Magistrate First Class having jurisdiction and further intends to file an application under Section 437 of the Cr.P.C. He would further submit that the Court below may be directed to hear the matter and decide the application as early as possible preferably on the same day.

2. As prayed, the instant MCRCA is disposed of as withdrawn without any appreciation on its merits. It is directed that if the applicant gives three days' prior notice to the IO/SHO Police Station Tikrapara, Distt. Raipur (CG) in connection with Crime No.371/2017 of the offence under Sections 327/34 of the Indian

Penal Code regarding his surrender before the concerned Judicial Magistrate having jurisdiction and also give three days prior intimation to the concerned Judicial Magistrate having jurisdiction and if the applicant after surrender as per law files an application under Section 437 of the Cr.P.C. after completion of all formalities required under the law by the police and the concerned Judicial Magistrate the said application for release on bail be disposed of as expeditiously as possible preferably on the same day.

3. The applicant may file a copy of the order before the concerned Court for compliance.

4. Registrar (Judl.) is also directed to send a copy of the order to the court concerned having jurisdiction through usual and fax mode.

5. MCRC is accordingly disposed of.

Sd/-
(Chandra Bhushan Bajpai)
JUDGE