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**IN THE HIGH COURT OF MADHYA PRADESH  
AT GWALIOR**

**BEFORE  
HON'BLE SMT. JUSTICE SUNITA YADAV  
ON THE 2<sup>nd</sup> OF FEBRUARY, 2024**

**CRIMINAL APPEAL No. 10580 of 2023**

**BETWEEN:-**

**MANOJ YADAV S/O SHRI RAJA SINGH YADAV, AGED  
ABOUT 29 YEARS, BEHIND BUDHI VIHAR SHANKAR  
COLONY DISTRICT ASHOKNAGAR (MADHYA PRADESH)**

**.....APPELLANT**

**(BY SHRI DHIRENDRA SINGH NIRANJAN - ADVOCATE)**

**AND**

- 1. THE STATE OF MADHYA PRADESH THROUGH  
POLICE STATION DEHAT ASHOKNAGAR  
DISTRICT ASHOKNAGAR (MADHYA PRADESH)**
- 2. GUDDIN BAI @ GUDIYA BAI W/O SHRI VISHVEER  
SINGH BEHIND BUDHI VIHAR SHANKAR COLONY  
(MADHYA PRADESH)**

**.....RESPONDENTS**

**(SHRI DINESH SAVITA - PUBLIC PROSECUTOR FOR THE STATE & SHRI  
VIJAY KUMAR JHA - ADVOCATE FOR THE RESPONDENT [R-2].)**

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*This appeal coming on for admission this day, the court passed the  
following:*

**ORDER**

This is Fifth Criminal Appeal filed by the appellant under Section 14-A(2) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 against the order dated 28.2.2023 passed by Sessions Judge, Ashoknagar, whereby application of the appellant under Section 439 of Cr.P.C. in connection with Crime No.546/2021 registered at Police Station- Ashoknagar Dehat, District- Ashoknagar (M.P.) for the offence punishable under Sections

302, 307 of IPC and Sections 3(2)(v) and 3(2)(va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (for short "the SC & ST Act"). has been rejected.

After arguing for sometime, learned counsel for the appellant prays to withdraw this appeal. He further prays that the appellant is in custody since 25.08.2021 and trial is still going on, therefore, a direction be issued to learned trial Court to dispose of the case at the earliest.

In view of above, so also, pendency of appeal, this application is **dismissed as withdrawn** with the direction to learned trial Court to dispose of the case as expeditiously as possible preferably within a period of **four (4) months** from the date of receipt of certified copy of this order.

CC as per rules.

vpn

(SUNITA YADAV)  
JUDGE