Court No. - 12

Case :- APPLICATION U/S 482 No. - 10760 of 2024
Applicant :- Lav Kumar Pandey
Opposite Party :- State Of U.P. Thru. Addl. Chief Secy. Deptt. Of Home Lko. And Another
Counsel for Applicant :- Indra Pratap Singh
Counsel for Opposite Party :- G.A.

Hon'ble Saurabh Lavania,J.

Heard.

The present application has been filed for the following main relief:-

> *"Wherefore it is most respectfully prayed that this Hon'ble Court may graciously be pleased to quash a non-bailable warrant dated 23.07.2024 issued by Additional Chief Judicial Magistrate Ist District Faizabad in Criminal Case No. 1699/2011 (State Vs. Lav Kumar) Under Section 279, 304A of IPC Police Station Poora Kalandar District Faizabad, (Contained as Annexure No. 1), in the interest of justice."*

Considering the facts and circumstances of the case as also the law laid down by the Hon'ble Apex Court in the case of ***Inder Mohan Goswami and another vs. State of Uttranchal and others*** reported in ***(2007) 12 SCC 1, Sunil Tyagi vs. Govt. of NCT of Delhi and another*** reported in ***2021 SCC OnLine Del 3597*** and ***Satender Kumar Antil versus Central Bureau of Investigation and another*** reported in ***(2022) 10 S.C.R. 351 : (2022) 10 SCC 51*** and the statement of counsel for the applicant that the applicant would appear before the court concerned, it is provided that if the applicant appear before the court concerned within two weeks from today and move an appropriate application before the trial court including for recall of non-bailable warrant, the same shall be considered and decided by the trial court expeditiously strictly in accordance with law.

For a period of two weeks, no coercive action shall be taken against the applicant so far as the proceedings in issue are concerned.

In case, the applicant does not appear in terms of this order, coercive action shall be taken against him.

The present application is ***disposed of*** in above terms.

Order Date :- 29.11.2024/Vinay/-

Digitally signed by :-
VINAY KUMAR
High Court of Judicature at Allahabad,
Lucknow Bench