Court No. - 12
Case :- APPLICATION U/S 483 No. - 830 of 2024
Applicant :- Santosh Kumar
Opposite Party :- State Of U.P. Thru. Prin. Secy. Home Deptt. U.P. Lko. And 6 Others
Counsel for Applicant :- Shailendra Kumar
Counsel for Opposite Party :- G.A.

Hon'ble Saurabh Lavania,J.

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

The instant application under Section 483 Cr.P.C. has been preferred for the following main relief:-

> *"For the facts, reasons and circumstances stated in the accompanying affidavit, it is most respectfully prayed that this Hon'ble Court may graciously be pleased to direct the learned Chief Judicial Magistrate Bahraich, to decide the criminal case No. 8721/2018 (State Vs. Banwari and others) Under Section 419, 420 I. P.C Police Station- Nanpara, District- Bahraich pending in the Court of Chief Judicial Magistrate Bahraich within a period as fixed by this Hon'ble Court, in the interest of justice."*

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 case is implicit under Article 21 of the Constitution of India.

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

Order Date :- 29.11.2024

Jyoti/-

Digitally signed by :-
JYOTI RAJWANI
High Court of Judicature at Allahabad,
Lucknow Bench