2026:AHC:207610

HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 529 BNSS No. - 5250 of 2026

Santosh Kumar Singh

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Applicant(s) : Mayank Chandra, Surya Pratap Singh
Counsel for Opposite Party(s) : G.A.

Court No. - 55

HON'BLE VIKRAM D. CHAUHAN, J.

1. Heard learned counsel for the applicant and learned AGA for the State.

2. The present application has been filed by the applicant with the following relief:-

"It is, therefore, prayed that this Hon'ble Court may graciously be pleased to allow this application under Section 529 of BNSS and enjoin the Learned Trial Court to conclude the proceedings of Special Trial No.579 of 2026 (State of Uttar Pradesh Vs. Umashankar Singh) arising out of Case Crime No. 0085 of 2014, under Section 420 IPC and Section 15 of the Prevention of Corruption Act, Police Station Kotwali, District Mau, pending in the court of Learned Additional District and Session Judge/Special Judge (Prevention of Corruption) Act, Special Court No.1, Azamgarh., in an expeditious manner, preferably within a stipulated period of 6 months."

3. Learned counsel for the applicant submits that the proceedings before the court concerned be directed to be concluded in a time bound manner. It is submitted by learned counsel for the applicant that the applicant is the informant before the court concerned.

4. Learned AGA submits that the speedy trial is one of the essential requirement of judicial process and he submits that the present application may be decided in terms of judgement dated 29.2.2024 passed by Supreme Court in **High Court Bar Association, Allahabad Vs State of U.P and others – 2023 INSC 150.**

5. The prayer in the present application by the applicant is for disposal of the above mentioned case in a time bound manner. The Supreme Court in a recent judgement dated 29.2.2024 being **High Court Bar Association, Allahabad Vs State of U.P and others (supra)** has held as under :-

"Constitutional Courts, in the ordinary course, should refrain from fixing a time-bound schedule for the disposal of cases pending before any other Courts. Constitutional Courts may issue directions for the time-bound disposal of cases only in exceptional circumstances. The issue of prioritising the disposal of cases should be best left to the decision of the concerned Courts where the cases are pending; and"

6. Learned counsel for the applicant has not shown any exceptional circumstances to issue direction at this stage. Considering the nature of prayer made by counsel for the applicant, the interest of justice would be served, in the event, the applicant applies before the court concerned for expeditious disposal of the above mentioned case.

7. In view of the aforesaid, the present application is disposed of with liberty to the applicant to prefer an application before the court concerned for disposal of the above mentioned case in a time bound manner. In the event any such application is filed by the applicant before the court concerned, the court concerned shall consider the same and pass appropriate order in accordance with law. It goes without saying that the prosecution shall co-operate in the trial court proceeding and shall produce the prosecution witness without delay. The accused person shall also not be granted any unnecessary adjournment by the court concerned.

8. It is also provided that in the event there is any legal impediment before the court concerned in disposal of the case, then the court concerned shall pass an appropriate order disclosing the legal impediment as to why the proceedings of the above mentioned case cannot be proceeded with.

9. The present application is accordingly disposed of with the aforesaid direction.

(Vikram D. Chauhan,J.)

October 5, 2026
VMA

Digitally signed by :-
VISHWA MOHAN ARORA
High Court of Judicature at Allahabad