2026:AHC:210818

HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 42161 of 2026

Pradeep Shukla And 2 Others

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Applicant(s)	:	Dewendra Singh, Sandeep Kumar Dubey
Counsel for Opposite Party(s)	:	G.A.

Court No. - 80

HON'BLE CHAWAN PRAKASH, J.

1. Heard learned counsel for the applicants, learned A.G.A. for the State and perused the record.

2. This application under Section 528 B.N.S.S. has been filed by the applicants with the prayer to quash the charge sheet dated 25.04.2026, cognizance/summoning order dated 09.06.2026 and entire proceedings of Case No. 86889 of 2026 (State Vs. Pradeep Shukla and others), arising out of Case Crime No. 988 of 2024, under Sections 85, 115(2), 352, 351(2), 351(3), 316(2), 110 B.N.S. and 3/4 D.P. Act, Police Station-Jhagaha, District-Gorakhpur, pending the court of learned Civil Judge, S.D.-3, Gorakhpur.

3. After advancing certain argument at length by learned counsel for the applicants, when the Court put certain query to him, he gave up his challenge to the aforesaid impugned charge sheet against the applicants and confined his submission requesting to grant some protection to the applicants to surrender before the concerned court below. Learned counsel for the applicants further stated at the Bar that he is not pressing any other prayer made in this application on merits and prayed that a direction may be issued to the concerned courts below to consider and decide the bail application of the applicants expeditiously in accordance with law.

4. *Per contra*, learned A.G.A. for the State states that he has no objection

to the aforesaid prayer made by learned counsel for the applicants for not pressing the other prayers made in the instant application.

5. In view of the above, it is directed that in case the applicants appear before the concerned trial court within three weeks from today and apply for bail, the bail application shall be considered and decided in view of law laid down by Hon'ble Apex Court in the case of ***Satender Kumar Antil Vs. Central Bureau of Investigation and another: (2021) 10 SCC 773.*** Till the aforesaid period of three weeks or till appear before Court, whichever is earlier, no coercive steps shall be taken against the applicants in the aforesaid case.

6. With the aforesaid observations, this application is finally **disposed of.**

(Chawan Prakash,J.)

October 8, 2026
Rmk.

Digitally signed by :-
RAM MURTI KUSHWAHA
High Court of Judicature at Allahabad