HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 46541 of 2026

Geetam And 8 Others

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Applicant(s)	:	Devi Dayal
Counsel for Opposite Party(s)	:	G.A.

Court No. - 74

HON'BLE SAMIT GOPAL, J.

1. List revised.

2. Heard Sri Devi Dayal, learned counsel for the applicants and Sri Ajay Singh, learned A.G.A.-I for the State and perused the records.

3. The present application under Section 528 B.N.S.S. has been filed by the applicants- Geetam, Bachchu, Veerpal, Pramod, Mamta, Kalawati, Satyaprakash, Kamla and Jeetu, with the prayer to allow the present application and quash the summoning order dated 29.08.2026 in Final Report No. 909 of 2026 (Kamlesh Vs. Bachchu and others) arising out of Case Crime No. 0098 of 2025, under Sections 191(2), 61(2), 329(3), 352, 115(2) B.N.S. and Section 3(1)Da, 3(1) Dha of SC/ST Act, Police Station Jagner, District Agra, pending in the Court of Special Judge (SC/ST Act), Agra, with a further prayer that proceedings of the aforesaid case be stayed against the applicants during the pendency of the present application.

4. After arguments on merits at length, learned counsel for the applicants states that he does not want to press the prayer for quashing of the proceedings and the impugned summoning order. He states that the purpose of the applicants would be served if they are permitted to appear before the trial court within a period of two weeks from today and file a regular bail application.

5. Learned counsel for the State has no objection of aforesaid arguments of learned counsel for the applicants.

6. In view of the above, the prayer for quashing of proceedings/summoning

order is dismissed as not pressed.

7. However, in view of the peculiar facts and circumstances of the case and looking to the limited prayer of learned counsel for the applicants it is directed that if the accused-applicants appear and apply for bail before the court concerned by 06.11.2026 or earlier, the same shall be considered and decided in accordance with law. The trial court shall also consider the aspect that the applicant no.9- Jeetu is a girl.

8. Further if the applicants fail to appear by 06.11.2026 or before the court concerned to file a bail application, the trial court shall proceed against them in accordance with law.

9. The present application is disposed of.

October 24, 2026
AS Rathore

(Samit Gopal,J.)

Digitally signed by :-
ABHISHEK SINGH RATHOR
High Court of Judicature at Allahabad