

Subhash vs State Of U.P. Thru. Prin. Secy. Home U.P. ... on 2 January, 2025

Author: Saurabh Lavania

Bench: Saurabh Lavania

HIGH COURT OF JUDICATURE AT ALLAHABAD, LUCKNOW BENCH

?Neutral Citation No. - 2025:AHC-LK0:3

Court No. - 12

Case :- APPLICATION U/S 482 No. - 11646 of 2024

Applicant :- Subhash

Opposite Party :- State Of U.P. Thru. Prin. Secy. Home U.P. Lko. And Another

Counsel for Applicant :- Mahesh Prasad

Counsel for Opposite Party :- G.A.

Hon'ble Saurabh Lavania,J.

Heard learned counsel for the applicants, learned AGA for the State of U.P. and perused the record.

The present application under Section 482 Cr.P.C., has been filed for the following main relief:-

"For the facts, reasons and circumstances as stated in the accompanying affidavit, it is most respectfully prayed that this Hon'ble Court may kindly be pleased to quash the impugned summoning order dated 24.12.2019 passed by Learned Chief Judicial Magistrate, Court no. 18, Barabanki in Criminal Case No. 8256/2019, State vs. Subhash and others Case Crime No. 325 / 2019, U/s. 380, 411 I.P.C., Police Station-Fatehpur, District-Barabanki in charge sheet no. 285 / 2019 dated 22.11.2019, in the interest of justice.

It is further prayed that this Hon'ble Court may kindly be pleased to stay the further proceeding of Criminal Case No. 8256/2019, State vs. Subhash and others Case Crime No. 325 / 2019, U/s. 380, 411 I.P.C., Police Station-Fatehpur, District-Barabanki, in the interest of justice."

After arguing the matter at some length, learned counsel for the applicant submitted that the instant application may be disposed of with liberty to the applicant to move discharge application before the court concerned, which may be directed to be decided expeditiously.

To the aforesaid, there is no objection.

Accordingly, the instant application is disposed of with liberty to the applicant to prefer an application for discharge before the court concerned, which shall be considered and decided by the trial court expeditiously, in accordance with law, by means of reasoned and speaking order.

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

Order Date :- 2.1.2025 Jyoti/-