

Allahabad High Court

Upnesh Yadav vs State Of U.P. And Others on 2 February, 2010

Court No. - 54

Case :- APPLICATION U/S 482 No. - 2899 of 2010

Petitioner :- Upnesh Yadav

Respondent :- State Of U.P. And Others

Petitioner Counsel :- Kuldeep Singh Yadav

Respondent Counsel :- Govt. Advocate

Hon'ble Ravindra Singh,J.

Heard learned counsel for the applicant and learned A.G.A. This application has been filed with prayer to quash the chargesheet in case crime No. 598 of 2008 under sections 419, 420, 467, 468 I.P.C., P.S. Kotwali, District Etawah pending in the court learned C.J.M. Etawah.

From the perusal of the record, it appears that on the basis of material collected by the I.O. the prima facie offence is made out. Therefore, there is no irregularities or illegality in filing the charge-sheet, the prayer for quashing the charge-sheet is refused.

However, considering the facts and circumstances of the case, it is directed that applicant moves application for appearance/surrender before the court concerned within 30 days from today on which the court concerned shall fix the date of surrender/appearance, in the meantime the court concerned shall seek the instructions from the prosecution side. In case the applicant moves the application for bail on the day of the appearance or surrender, the same shall be considered and disposed of on the same day by the courts below. With this direction, this application is finally disposed of. Order Date :- 2.2.2010 RPD