Sunil Kumar vs The State Of Madhya Pradesh on 6 October, 2023

Author: Sanjeev S Kalgaonkar

Bench: Sanjeev S Kalgaonkar

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        IN     THE        HIGH COURT OF MADHYA PRADESH
                            AT GWALIOR
                              BEFORE
                HON'BLE SHRI JUSTICE SANJEEV S KALGAONKAR
                        ON THE 6 th OF OCTOBER, 2023
                    MISC. CRIMINAL CASE No. 42679 of 2023


        BETWEEN:-
        SUNIL KUMAR S/O LATE SHRI KABOOL CHANDRA JI
        JAIN, AGED ABOUT 58 YEARS, OCCUPATION: BUSINESS
        WARD NO 1 CHANDERI ROAD MUNGAWALI DISTRICT
        ASHOKANGAR (MADHYA PRADESH)


        (SHRI ANSHU GUPTA, LEARNED COUNSEL),

        AND
        THE STATE OF MADHYA PRADESH INCHARGE POLICE
        STATION THROUGH POLICE STATION MUNGAWALI
        DISTT. ASHOKNAGAR (MADHYA PRADESH)


        (SHRI NAROTTAM SHARMA, LEARNED PL),

            This application coming on for HEARING this day, th e c
        the following:
                                    ORDER
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The first bail application has been filed by the applicant under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail to the applicant, who is apprehending his arrest in connection with Crime No.80 of 2021 registered at Police Station Mungawali District Ashoknagar (M.P.) for the offence punishable under Sections 420, 272 of IPC and Sections 51, 26(2)

(ii) of the Food Safety and Standards Act.

Learned counsel for the applicant requests to withdraw this application.

He further requests that a direction may be issued to the Investigation Officer to comply with the directions of the Supreme Court in cases of Arnesh Kumar Vs. State of Bihar (2014) 8 SCC 273, Satender Kumar Antil Vs. Central Bureau of investigation (2022) 10 SCC 51 and Notification No.

A/5666/III-2-9/40 Pt-I F.No.15 dated 20/09/2023 issued by Hon'ble High Court of Madhya Pradesh, Jabalpur.

Request accepted.

This application is dismissed as withdrawn with the direction that the Investigation Officer shall ensure due compliance with the guidelines and directions laid down in cases of Arnesh Kumar and Satender Kumar Antil (Supra) as well as in the light of aforesaid notification issued by Hon'ble High Court of Madhya Pradesh.

C.C. as per rules.

(SANJEEV S KALGAONKAR) JUDGE Rks