

# Krishna Kumar @ Dadu And Another vs State Of U.P. And Another on 3 August, 2021

**Author: Rajiv Gupta**

**Bench: Rajiv Gupta**

HIGH COURT OF JUDICATURE AT ALLAHABAD

?Court No. - 80

Case :- APPLICATION U/S 482 No. - 8256 of 2021

Applicant :- Krishna Kumar @ Dadu And Another

Opposite Party :- State of U.P. and Another

Counsel for Applicant :- Manvendra Singh, Pravin Kumar Srivastava

Counsel for Opposite Party :- G.A.

Hon'ble Rajiv Gupta, J.

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

This application under Section 482 CrPC has been filed by the applicants with the prayer to quash the order dated 7.1.2021 as well as further proceedings of Complaint Case No. 1163 of 2021 (State vs. Krishna Kumar @ Dadu and another), under Sections 26(2) (ii), (i), (V)/59(i), 58 of Food Safety and Standards Act, 2006, P.S. Kotwali Nagar, District- Jaunpur, pending in the court of Addl. Chief Judicial Magistrate-I, Jaunpur.

At the very outset, learned counsel for the applicants has not pressed the other prayer and has only made a prayer for expeditious disposal of his bail application in view of law laid down in the case of Amrawati and another Vs. State of U.P. reported in 2004 (57) ALR 290 as well as judgement passed by Hon'ble Apex Court reported in 2009 (3) ADJ 322 (SC) Lal Kamendra Pratap Singh Vs. State of

U.P. Considering the prayer of the applicants and in view of the entire facts and circumstances of the case, it is directed that if the applicants appear and surrender before the court below within 30 days from today and apply for bail, their prayer for bail shall be considered and decided in view of settled law laid down by this Court in the case of Amrawati and another Vs. State of U.P. reported in 2004 (57) ALR 290 as well as judgement passed by Hon'ble Apex Court in the case of Lal Kamendra Pratap Singh Vs. State of U.P. reported in 2009 (3) ADJ 322 (SC).

For a period of 30 days from today or till the applicants surrender and apply for bail, whichever is earlier, no coercive action shall be taken against them. However, in case, the applicants do not appear before the Court below within the aforesaid period, coercive action shall be taken against them.

With the aforesaid directions, this application is finally disposed of.

Order Date :- 3.8.2021 KU