

# Gyanchandra vs State Of U.P. And Another on 15 May, 2024

HIGH COURT OF JUDICATURE AT ALLAHABAD

?Neutral Citation No. - 2024:AHC:87519

Court No. - 92

Case :- APPLICATION U/S 482 No. - 11351 of 2024

Applicant :- Gyanchandra

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

Counsel for Applicant :- Brijesh Kumar Kesharwani

Counsel for Opposite Party :- G.A.

Hon'ble Arun Kumar Singh Deshwal, J.

1. Heard Ms Pratiksha Rai, learned counsel holding brief of Sri Brijesh Kumar Kesharwani, learned counsel for the applicant and Sri Brijesh Kumar Dwivedi, learned A.G.A. for the State.

2. The present application has been filed to quash the entire proceeding of Case No.2629 of 2019, State through Food Safety Office Vs Ghyanchandra Gupta, u/s 26/59(i) of Food Safety and Standards Act, 2006, pending in the court of Additional Chief Judicial Magistrate-1, Kanpur Dehat.

3. At the very outset, learned counsel for the applicant submits that the applicant does not want to press the prayer for quashing the impugned proceeding and want to surrender before the court below and apply for bail. He further submits that this court may be pleased to direct the court concerned to consider the bail application of the applicant, expeditiously, within stipulated period of time as may be fixed by this court.

4. Considering the aforesaid submission, it is provided that if the applicant surrenders and moves an application for bail before the court below within a period of three weeks from today, then his

application shall be considered in view of the law laid down by the Apex Court in Satendra Kumar Antil vs. Central Bureau of Investigation and Another, reported in (2021) 10 SCC 773.

5. For a period of three weeks or till disposal of the bail application, whichever is earlier, no coercive action shall be taken against the applicant.

6. With the aforesaid observations, present application is disposed of.

Order Date :- 15.5.2024 S.Chaurasia