

**HIGH COURT OF UTTARANCHAL AT
NAINITAL**

Criminal Misc. Application No.499 of 2008

Sanjay Singh Yadav S/o Sri Vijay Yadav

R/o LDA Colony Kanpur Road

Sector C 512, Lucknow, U.P.

.....Applicant

Versus

State of Uttarakhand

....Respondent

Dated :- 26th February, 2009

Hon'ble J. C. S. Rawat, J.

Mr. Lokendra Singh, Advocate for the applicant.

Mr. Nandan Arya, A.G.A. for the State.

Learned counsel for the applicant relied upon the judgment of this Court passed in **C482 No.301 of 2008 (Pradeep Kumar Vs. State of Uttarakhand)**.

Learned counsel for the petitioner undertakes before me that the petitioner shall appear before the trial court on the next date fixed in the trial court.

Based on this undertaking, I set aside the impugned order.

If, however, the petitioner does not appear in the trial court on the next date fixed in the trial court,

the impugned order shall revive and become operational in all respects.

The petition stands disposed of.

**(J. C. S. Rawat,
J.)**

Dated 26.02.2009
LSR