

Court No. - 42

Case :- APPLICATION U/S 482 No. - 24140 of 2019

Applicant :- Anil And 4 Others

Opposite Party :- State Of U.P. And Another

Counsel for Applicant :- Ram Singh Yadav, Rohit Kumar Singh

Counsel for Opposite Party :- G.A.

Hon'ble Siddharth, J.

Heard learned counsel for the applicants and learned AGA for the State.

This application under Section 482 Cr.P.C. has been filed to quash the entire proceedings of Complaint Case No.173 of 2016 (Tejpal Singh Vs. Virendra Gupta & others), under Sections 323, 504, 506, 365 I.P.C., P.S. Rajabpur, District Amroha (J.P.Nagar) as well as order dated 17.04.2019 passed by Additional District & Sessions Judge (Fast Track Court), Second Amroha in Criminal Revision No.110 of 2017, C.N.A.R No.U.P.J.B. 010029432017 (Anil & others Vs. State of U.P. and another).

Learned counsel for the applicants submits that they have been falsely implicated under the alleged sections.

This Court cannot go into the merits of allegations at this stage.

It is open for the applicants to move discharge application through counsel before the Court below within a period of one month from today. If such an application is filed the same shall be decided by the Court below within a period of two months thereafter. Applicants shall furnish personal bond as per Section 88 Cr.P.C before the Court below ensuring their presence before the Court for the purpose of consideration of discharge application. In case of failure to appear before the Court after execution of bond proceedings under Section 229-A I.P.C shall be initiated against them.

Till the discharge application is decided, no coercive measures shall be taken against the applicants.

With the aforesaid directions, application stands disposed of.

Order Date :- 28.6.2019

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