

SL. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
	<u>31.03.2023</u>		<p>C482 No. 1714 of 2021</p> <p><b><u>Hon'ble Sharad Kumar Sharma, J.</u></b></p> <p>Mr. Abhijay Negi, learned counsel for the applicants, appeared through Video Conferencing.</p> <p>Mr. Pankaj Joshi, learned Brief Holder for the State of Uttarakhand.</p> <p>When the matter was taken up on the previous date i.e. 09.09.2022, the Coordinate Bench observed, that in view of the correspondence of the Additional Secretary, Government of Uttarakhand, dated 15.07.2022, the Additional Secretary had expressed, that the Government has taken a decision to withdraw the proceedings of <b>Case Crime No. 89 of 2019</b>, on the basis of which the <b>Criminal Case No. 3261 of 2021</b>, was registered against the present applicants, for being tried for the offences under Sections 147, 283 and 341 of IPC. The counsels for the parties were directed to complete their instructions.</p> <p>The learned Government Advocate submits that on the basis of the said communication made by the Additional Secretary, the District Magistrate, may be directed to withdraw the prosecution, on the basis of the correspondence dated 15.07.2022.</p> <p>The learned Government Advocate informs that on the basis of the aforesaid communication dated 15.07.2022, the District</p>

			<p>Magistrate has already written to the Competent Court to drop the proceedings of Criminal Case No. 3261 of 2021, in compliance of which, the Prosecution Officer has already filed an application under Section 321 of the Code of the Criminal Procedure, before the Court of Chief Judicial Magistrate, Dehradun. The Chief Judicial Magistrate, Dehradun, will take an appropriate decision on the same as per law, on the basis of communication dated 15.07.2022.</p> <p>Subject to the aforesaid observations, the C-482 application would stand withdrawn, with a liberty left open for the applicants to file an appropriate application, if the District Magistrate/Court concerned doesn't takes any decision within a period of one month, as directed by today's order.</p> <p style="text-align: right;"><b>(Sharad Kumar Sharma, J.)</b> 31.03.2023</p> <p>PN/-</p>
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