2026:AHC:212861

# HIGH COURT OF JUDICATURE AT ALLAHABAD

**APPLICATION U/S 528 BNSS No. - 43972 of 2026**

Bholenath Chaurasiya @ Bhole Chaurasiya And 2 Others

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

| | | |
|---|---|---|
| Counsel for Applicant(s) | : | Suhel Ahmad Azmi |
| Counsel for Opposite Party(s) | : | G.A. |

**Court No. - 74**

**HON'BLE SAMIT GOPAL, J.**

1. List revised.

2. Heard Sri Suhel Ahmad Azmi, learned counsel for the applicants, Sri Bade Lal Bind, learned counsel for the State and perused the record.

3. This application under Section 528 BNSS has been filed by the applicants **Bholenath Chaurasiya @ Bhole Chaurasiya, Mohd. Akram @ Akram Miyan** and **Shivas Chaurasiya** with the prayer to allow this application and to quash the entire criminal proceeding including charge sheet dated 12.05.2026 as well as summoning order dated 09.06.2026 passed in Session Case No. 186 of 2026 (State Vs. Bholenath Chaurasiya @ Bhole Chaurasiya and others) arising out of Case Crime No. 107 of 2026, under Sections 115(2), 352, 351(3) BNS and Section 3(2)Va of SC/ST Act, Police Station Sarpatahan, District Jaunpur, pending in the court of Special Judge, SC/ST Act, Jaunpur and with a further prayer to stay the further proceedings of the aforesaid case, during the pendency of the present application.

4. At the very outset, learned counsel for the applicants states that the purpose of the applicants would suffice if an order is passed directing the trial court to decide the bail application of the applicants as expeditiously as possible. He further states that although the prayer has been made for quashing and staying the proceedings of the aforesaid case but he does not press the same.

5. Learned counsel for the State has no objection of aforesaid arguments of learned counsel for the applicants.

6. In view of the above, the prayer for quashing and staying the further proceedings of the aforesaid case is dismissed as not pressed.

7. However, in view of the peculiar facts and circumstances of the case

and looking to the limited prayer of learned counsel for the applicants it is directed that if the accused-applicants surrender before the trial court concerned or on before 30.10.2026 and apply for bail, the same shall be considered and decided expeditiously in accordance with law.

8. The present application stands disposed of.

9. Registrar (Compliance) to communicate this order to the concerned trial court within one week.

**(Samit Gopal,J.)**

**October 9, 2026**
M. ARIF

Digitally signed by :-
MOHAMMAD ARIF
High Court of Judicature at Allahabad