

Court No. - 82

Case :- APPLICATION U/S 528 BNSS No. - 29432 of 2025

Applicant :- Virendra Prasad Pandey

Opposite Party :- State Of U.P. Through Addition Chief Secretary
And 5 Others

Counsel for Applicant :- Sanjay Kumar Mishra, Vinayak Mithal

Counsel for Opposite Party :- G.A.

Hon'ble Sameer Jain, J.

1. Heard Sri Vinayak Mithal, learned counsel for the applicant and Sri Imran Khan, learned AGA for the State-respondent.
2. Learned counsel for the applicant submitted that applicant was posted as Project Director in Swarn Jayanti Gram Swarozgar Yojana(SGSY) in District Siddharth Nagar in the year 2006 alongwith several others and FIR of the present case was lodged against him and several others in the year 2009 with the allegation that he misappropriated Government fund alongwith others and after investigation, charge sheet has been filed against him and cognizance has been taken on 13.2.2025 but there is no admissible and cogent evidence against the applicant on record.
3. He further submitted that with regard to the same charges in departmental inquiry applicant has already been exonerated.
4. He further submitted that as against the applicant illegal sanction was granted, therefore, applicant filed an application u/s 482 Cr.P.C No. 31488 of 2023 before this Court, which is still pending.
5. He further submitted that therefore, instant application may be connected with application u/s 482 Cr.P.C. No. 31488 of 2023 so as both the applications may be finally heard and disposed of.
6. Considering the submission advanced by learned counsel for the applicant, connect the instant bail application with Application u/s 482 Cr.P.C. No. 31488 of 2023 (Virendra Prasad Pandey Vs. State of U.P. and 5 Others).
7. Learned AGA is directed to file counter affidavit within three weeks disclosing entire evidence collected by the Investigating Officer during investigation against the applicant.

8. Rejoinder affidavit, if any, may be filed by the applicant within two weeks, thereafter.

9. List this case on 18.9.2025 alongwith connected matter in the category of daily cause list amongst top ten cases for final argument.

Order Date :- 12.8.2025

Ankita