

Court No. - 43

Case :- CRIMINAL MISC. WRIT PETITION No. - 14340 of 2023

Petitioner :- Ram Kripal And 10 Others

Respondent :- State Of Uttar Pradesh And 3 Others

Counsel for Petitioner :- Neeraj Kumar Pandey, Devendra Kumar Tiwari

Counsel for Respondent :- G.A., Ashok Kumar Yadav, Rakesh Kumar Yadav

Hon'ble Anjani Kumar Mishra, J.

Hon'ble Donadi Ramesh, J.

1. Heard learned counsel for the petitioners, learned counsel for the first informant and learned A.G.A. for the State.
2. The instant writ petition seeks quashing of the FIR dated 15.08.2023 giving rise to Case Crime No.382 of 2023, under Sections 147, 323, 452, 427 I.P.C., Police Station- Mauaima, District- Prayagraj.
3. Learned AGA has stated that there are 8 injured with multiple head injuries.
4. Upon hearing learned counsel for the parties and upon a perusal of the record, we find that the submissions made on behalf of the petitioners are in his defence, which cannot be looked into while dealing with a writ petition seeking quashing of a first information report.
5. Moreover, the allegations made in the First Information Report clearly disclose commission of cognizable offences and the allegations are serious in nature. Therefore, prayer of the petitioners to quash the First Information Report is completely misconceived and is rejected.
6. Also the injury report is in conformity with allegations in the first information report.
7. The writ petition is therefore dismissed, without prejudice to the right of the petitioners to apply for bail/anticipatory bail.

Order Date :- 26.10.2023

Mayank