

Court No. - 43

Case :- CRIMINAL MISC. WRIT PETITION No. - 15534 of 2023

Petitioner :- Anuraag Singh

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Suraj Kumar Singh, Arvind Kumar Singh

Counsel for Respondent :- G.A.

Hon'ble Anjani Kumar Mishra, J.

Hon'ble Arun Kumar Singh Deshwal, J.

1. Heard learned counsel for the petitioner and learned A.G.A. for the State.

2. Present petition has been filed for the following relief:

"It is, therefore, most respectfully prayed that this Hon'ble Court may graciously be pleased to direct the respondent no.2 to conduct an inquiry in respect of missing of charge sheet as well as case diary of case crime no.150 of 2005, u/s 307 IPC, Police Station-Sarnath, District-Varanasi, otherwise applicant/petitioner shall suffer irreparable loss and injury."

3. Petition had been entertained vide order dated 06.11.2023 and learned AGA had been directed to obtain instructions.

4. Sri Pankaj Saxena, learned AGA has submitted that petitioner is aggrieved as the chargesheet of a case crime no.150 of 2005, u/s 307 IPC, Police Station-Sarnath, District-Varanasi is missing. He submits that the petitioner has no concern with the case. Insofar as the case wherein the father of the petitioner was murdered therein the chargesheet has been filed, case diary is available and the matter is proceeding at the trial stage.

5. Under the circumstances and since the petitioner has

no concern with case crime no.150 of 2005, u/s 307 IPC, Police Station-Sarnath, District-Varanasi, he has no locus to pray for an enquiry to be conducted in the matter.

6. Therefore, the petition is **dismissed** on the ground that the petitioner has no locus to pray for the relief sought in this petition.

Order Date :- 20.11.2023
S.Chaurasia