

Court No. - 45

Case :- CRIMINAL MISC. WRIT PETITION No. - 15613 of 2023

Petitioner :- Sajid @ Sijuwa And Another

Respondent :- State of U.P. and Another

Counsel for Petitioner :- Anuj Kumar Sharma, Amit Kumar Mishra

Counsel for Respondent :- G.A.

Hon'ble Vivek Kumar Birla, J.

Hon'ble Vinod Diwakar, J.

1. Heard Sri Anuj Kumar Sharma, learned counsel for the petitioners and Sri Ratan Singh, learned A.G.A. for the State respondents.

2. Present writ petition is filed for quashing the entire proceedings of Case No. 394 of 2022 Computerized No. D202201500000394 (State vs. Sajid @ Sijuwa) pending in the Court of District Magistrate Mathura as well as notice dated 10.5.2022 under Section 14 (1) of UP Gangster and Anti Social Activities (Prevention) Act, 1986. It is further prayed that the respondent no. 2-District Magistrate, Mathura be directed to decide the said case within stipulated period.

3. Admittedly, challenging the impugned notice dated 10.5.2022 passed under Section 14 (1) of UP Gangster and Anti Social Activities (Prevention) Act, 1986, the petitioner has already filed his objection under Section 15 (1) of the Act.

4. Considering the facts and circumstances of the case, present petition is disposed of with a direction to the respondent no. 2-District Magistrate, Mathura to consider and decide the said case as expeditiously as possible and preferably within a period of three months from the date of filing of the certified copy of this order.

5. It is made clear that this Court has not expressed any opinion on merits of the case of the petitioner.

Order Date :- 19.10.2023

Abhishek