

Court No. - 45

Case :- CRIMINAL MISC. WRIT PETITION No. - 15830 of 2023

Petitioner :- Rais Ahmad And Another

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

Counsel for Petitioner :- Nizam,Faiz Ahmad

Counsel for Respondent :- G.A.,Raj Kumar Yadav,Satya Prakash

Hon'ble Vivek Kumar Birla,J.

Hon'ble Vinod Diwakar,J.

1. Sri Nizam and Sri Faiz Ahmad, learned counsel for the petitioners, Sri Raj Kumar Yadav, learned counsel for the informant and learned A.G.A. are present.

2. By means of the present petition the petitioners are seeking quashing of the First Information Report dated 14.09.2023, registered as Case Crime No.200 of 2023, under Sections 419, 420, 467, 468, 471 IPC, Police Station Charwa, District Kaushambi. Further prayer has been made not to arrest the petitioners pursuant to said FIR.

3. As per first information report, the allegation is that the sale deed was got executed and the amount was paid in the bank account number given in the same deed i.e. Bank of Baroda, Branch Saraba, District Kaushambi, however, in the first information report it is alleged that the money was never transferred to the aforesaid account and, therefore, the sale deed is without consideration and a fraud has been played in this matter.

4. From perusal of petition we find that in the entire petition there is no explanation in this regard and it has not been disclosed in the entire petition that as to whether the amount was transferred in the bank accounts as mentioned in the sale deed or to any other account belonging to the seller.

5. The writ petition is devoid of merits and is accordingly dismissed

Order Date :- 28.10.2023

Kumar Manish.