

Court No. - 43

Case :- CRIMINAL MISC. WRIT PETITION No. - 16490 of 2023

Petitioner :- Shakila Khatoon And 2 Others

Respondent :- State Of U.P. And 2 Others

Counsel for Petitioner :- Vishveshwar Mani Tripathi

Counsel for Respondent :- G.A.

Hon'ble Anjani Kumar Mishra,J.

Hon'ble Vivek Kumar Singh,J.

1. Heard learned counsel for the petitioners and learned A.G.A. for the State.
2. The instant writ petition seeks quashing of the FIR dated 22.09.2023 giving rise to Case Crime No.0796 of 2023, under Sections 147, 323, 325, 307, 504, 506 I.P.C., Police Station- Kotwali, District- Deoria.
3. 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 his defence, which cannot be looked into while dealing with a writ petition seeking quashing of a first information report.
4. 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.
5. The writ petition is therefore dismissed, without prejudice to the right of the petitioners to apply for bail/anticipatory bail.
6. This order has been passed in the presence of Shri Ashish Srivastava, Advocate, who has filed his appearance on behalf of the first informant in Court today.

Order Date :- 18.10.2023

Mayank