

Court No. - 67

Case :- CRIMINAL MISC. WRIT PETITION No. - 17023 of 2023

Petitioner :- Diwakar Gaurh And 2 Others

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

Counsel for Petitioner :- Yashwant Singh

Counsel for Respondent :- G.A.

Hon'ble Rahul Chaturvedi,J.

Hon'ble Mohd. Azhar Husain Idrisi,J.

Heard learned counsel for the petitioners, learned A.G.A. for the State, Ms. Deeksha Gupta, learned counsel for the respondent no. 3 and perused the record.

By means of the present writ petition under Article 226 of the Constitution of India, the petitioner is assailing the legality and validity of the FIR dated 03.09.2023 registered as Case Crime No.0173 of 2023, under Sections 376(3), 504, 506 I.P.C. and 3, 4(2) of POCSO Act, P.S. Tahbarpur, District Kanpur Azamgarh.

We have seen the allegations of minor girl against the petitioners. The argument advanced by learned counsel for the petitioners and citation shown are not beneficial to the petitioners. We are not exercising our extraordinary power to quash the F.I.R.

The writ petition is accordingly **dismissed**.

Order Date :- 31.10.2023

Rmk.