

Court No. - 45

Case :- MATTERS UNDER ARTICLE 227 No. - 11216 of 2023

Petitioner :- Ram Charan Pratap Alias Ram Charan Harijan

Respondent :- State of U.P. and Another

Counsel for Petitioner :- Jyoti Bhushan

Counsel for Respondent :- G.A.

Hon'ble Vinod Diwakar,J.

1. Shri Babu Lal, learned counsel appearing for the petitioner contends that he was not aware of the summoning order dated 19.11.2019 passed by the Additional Chief Judicial Magistrate, Azamgarh, therefore, he could not challenge the summoning order.

2. Learned counsel for the petitioner submits that the petitioner came to know about the issuance of summons dated 5.6.2023, and thereafter, moved an application for inspection dated 6.6.2023, after inspection of record, applied for the certified copy of impugned order on 26.6.2023, and thereafter there is no delay on his part to challenge the impugned summoning order. Thus the summoning order dated 19.11.2019 may be set aside.

3. On perusal of the impugned order dated 26.6.2023, it's observed that there is an inordinate delay of about 1231 days in filing the revision petition. The day to day delay has not been explained by the petitioner neither the sufficient cause has been shown in support of the contents.

4. The writ petition is devoid of merits, and is accordingly, dismissed.

Order Date :- 23.11.2023

Anil K. Sharma

[Vinod Diwakar, J.]