

Court No. - 45

Case :- CRIMINAL MISC. WRIT PETITION No. - 17332 of 2023

Petitioner :- Durgesh @ Durga Prasad

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

Counsel for Petitioner :- Suresh Pratap Singh, Kunwar Abhishek Singh

Counsel for Respondent :- G.A.

Hon'ble Vivek Kumar Birla, J.

Hon'ble Anish Kumar Gupta, J.

1. Heard Shri Suresh Pratap Singh, learned counsel for the petitioner and Shri Vibhav Ojha, learned AGA appearing for the State respondents.
2. Present petition has been filed seeking quashing of the impugned first information report dated 11.10.2023, registered as case crime no.0190 of 2023, under Section 376(2)(n), 313, 406 IPC, Police Station Duboliya, District Basti. Further prayer has been made not to arrest the petitioner pursuant to said FIR.
3. After some arguments, learned counsel for the petitioner submitted that he may be permitted to withdraw the present petition with liberty to avail the remedy as may be available to the petitioner in accordance with law.
4. Prayer aforesaid is allowed.
5. Accordingly, present petition stands dismissed as withdrawn with liberty aforesaid.

Order Date :- 17.11.2023

Nitendra