

Court No. - 45

Case :- CRIMINAL MISC. WRIT PETITION No. - 17612 of 2023

Petitioner :- Tanu And Another

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

Counsel for Petitioner :- Deepmala Asoliya,Virendra Singh

Counsel for Respondent :- G.A.

Hon'ble Vivek Kumar Birla,J.

Hon'ble Vinod Diwakar,J.

1. Heard Sri Arvind Kumar Srivastava, holding brief of Sri Virendra Singh, learned counsel for the petitioner as well as learned AGA appearing for the State respondents and perused the record.
2. Present petition has been filed challenging the impugned FIR dated 25.8.2023, registered as Case Crime No. 0546 of 2023, under Section 366 IPC, P.S. Kankarkheda, District Meerut.
3. Now two new counsels have come forward to file this petition.
4. On being confronted with the earlier order dated 19.10.2023 passed by us in Criminal Misc. Writ Petition No. 14546 of 2023 as well as connected Criminal Misc. Writ Petition No. 14357 of 2023 where both the petitions were dismissed as withdrawn without any liberty to file fresh, learned counsel for the petitioners requests that the petitioners may be permitted to withdraw the present petition, however, as the petitioner no. 1 is a pregnant lady, therefore, liberty may be granted to her to avail the remedy under the provisions of Section 437 CrPC.
5. Prayer aforesaid is allowed.
6. Present petition is accordingly dismissed as withdrawn with liberty aforesaid.
7. In the facts and circumstances of the case, no cost is being imposed.

Order Date :- 12.12.2023

Abhishek