

Court No. - 45

Case :- CRIMINAL MISC. WRIT PETITION No. - 17936 of 2023

Petitioner :- Shailendra Kumar

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

Counsel for Petitioner :- Aditya Prakash Singh, Sushil Shukla

Counsel for Respondent :- G.A.

Connected with

Case :- CRIMINAL MISC. WRIT PETITION No. - 6589 of 2023

Petitioner :- Shailendra Kumar

Respondent :- State Of U.P. And 5 Others

Counsel for Petitioner :- Aditya Prakash Singh

Counsel for Respondent :- G.A.

Hon'ble Vivek Kumar Birla, J.

Hon'ble Vinod Diwakar, J.

1. Heard Sri Aditya Prakash Singh, learned counsel for the petitioner and the learned AGA for the State respondents.

2. Present leading writ petition has been filed with the prayer to direct the respondent no. 3 i.e. current investigating officer to conclude the ongoing further investigation in respect of FIR dated 4.12.2022 bearing Case Crime No. 202 of 2022, under Sections 323, 504, 342 IPC and 3 (1) (r), 3 (1) (s) and 3 (2) (va) of the Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, 1989, P.S. Swaroop Nagar, District Kanpur Nagar within one month.

3. Connected writ petition has been filed challenging the impugned order dated 26.3.2023 passed by the respondent no. 4 in connection with and arising out of Case Crime No. 202 of 2022, under Section 323, 504, 342 IPC and 3 (1)(r)(s) and 3 (2) (va) of the Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, 1989, P.S. Swaroop Nagar, District Kanpur Nagar.

4. Learned A.G.A. on instructions apprised to this Court that the final report no. 88 of 2023 dated 12.11.2023 has already been submitted in the case and as such, the present leading petition as well as connected petition have become infructuous.

5. Accordingly, the present writ petition as well as connected petition are dismissed as infructuous.

Order Date :- 30.11.2023

Abhishek