Court No. - 43

Case :- CRIMINAL MISC. WRIT PETITION No. - 18014 of 2023

Petitioner :- Krishna Upadhyay Urf Krishnnandan And Another
Respondent :- State Of U.P. And 2 Others
Counsel for Petitioner :- Shiv Sharan Tripathi
Counsel for Respondent :- G.A.

Hon'ble Anjani Kumar Mishra,J.
Hon'ble Arun Kumar Singh Deshwal,J.

Heard learned counsel for the petitioners and learned A.G.A. for the State.

The instant writ petition seeks quashing of the FIR dated 27.10.2023 giving rise to Case Crime No. 286 of 2023, under Section 323, 325, 308, 504 I.P.C., P.S. Walterganj, District Basti.

Upon hearing learned counsel for the parties and upon a perusal of the record, we find that the submissions made on behalf of the petitioners are their defence, which cannot be looked into while dealing with a writ petition seeking quashing of a first information report.

Moreover, the allegations made in the First Information Report clearly disclose commission of cognizable offence and the allegations are serious in nature. Therefore, prayer of the petitioners to quash the First Information Report is completely misconceived and is rejected.

The writ petition is therefore **dismissed**, without prejudice to the right of the petitioners to apply for bail/anticipatory bail.

Order Date :- 21.11.2023
Vandana

Digitally signed by :-
VANDANA GAUTAM
High Court of Judicature at Allahabad