

Court No. - 43

Case :- CRIMINAL MISC. WRIT PETITION No. - 18057 of 2023

Petitioner :- Rishi Kumar And 3 Others

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

Counsel for Petitioner :- Ram Neta Singh

Counsel for Respondent :- G.A.

Hon'ble Anjani Kumar Mishra,J.

Hon'ble Arun Kumar Singh Deshwal,J.

1. Heard learned counsel for the petitioner, learned counsel for the first informant and learned A.G.A. for the State.
2. The instant writ petition seeks quashing of the FIR dated 12.09.2023 giving rise to Case Crime No.0332 of 2023, under Sections 323, 354, 452, 504 I.P.C., Police Station- Hathras, District- Hathras Gate.
3. Learned AGA has pointed out that there are two injuries, one on the face and other on the scalp of one Shiv Charan Lal.
4. These injuries corresponds to the allegations in the first information report. The first information report, therefore, cannot be said to be concocted or fabricated.
5. Moreover, the allegations made in the First Information Report clearly disclose commission of cognizable offences and the allegations are serious in nature. Therefore, prayer of the petitioner to quash the First Information Report is completely misconceived and is rejected.
6. The writ petition is therefore dismissed, without prejudice to the right of the petitioners to apply for bail/anticipatory bail.

Order Date :- 22.11.2023

Himanshu