

Court No. - 46

Case :- CRIMINAL MISC. WRIT PETITION No. - 18376 of 2023

Petitioner :- Smt. Afrose Praveen

Respondent :- Union Of India And 11 Others

Counsel for Petitioner :- Mohd Abdullah Tehami, Syed Mohammad Nawaz

Counsel for Respondent :- A.S.G.I., G.A., Hridaya Narayan Mishra, Sanjay Kumar Yadav

Hon'ble Ashwani Kumar Mishra, J.

Hon'ble Syed Aftab Husain Rizvi, J.

Law is settled that accused has no right to choose the investigating agency.

In the facts of the present case, it is otherwise apparent that the petitioner is an accused of Case Crime No.92 of 2023 under Sections 420, 467, 468, 471 and 255 I.P.C., Police Station Ankur Vihar, District Ghaziabad, wherein charge-sheet has already been submitted and cognizance has also been taken by learned Magistrate.

In that view of the matter, all issues relating to the case are now required to be dealt with by the competent court. We decline the prayer made to direct CBI to investigate in the matter on the basis of the argument advanced by learned counsel for the petitioner. Writ petition is dismissed.

Sri Hridaya Narayan Mishra, for respondent no.1 and Sri Sanjay Kumar Yadav, for respondent no.2 have appeared.

Order Date :- 12.12.2023

MN/-