

Court No. - 43

Case :- CRIMINAL MISC. WRIT PETITION No. - 18420 of 2023

Petitioner :- Sushant Pawar

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

Counsel for Petitioner :- Ankit Shukla, Abhinav Gaur, Mohd. Rashid Siddiqui, Sr. Advocate

Counsel for Respondent :- C.S.C.

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 24.09.2023 giving rise to Case Crime No.402 of 2023, under Sections 420, 467, 468, 471 & 34 I.P.C., Police Station- Khekra, District- Baghpat.
3. The allegations made in the First Information Report definitely contains the ingredients of cognizable offence. Even otherwise the matter require detailed investigation and, therefore, at this stage, we do not find it a case for interference.
4. The allegations in the first information report are of illegal mining and thereafter obtaining a lease for mining on the basis of fabricated documents.
5. Under the circumstances, the writ petition is therefore dismissed, without prejudice to the right of the petitioners to apply for bail/anticipatory bail.

Order Date :- 11.12.2023

Himanshu