

Court No. - 43

Case :- CRIMINAL MISC. WRIT PETITION No. - 19107 of 2023

Petitioner :- Ashok Yadav

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

Counsel for Petitioner :- Vibhu Rai,Dhananjai Rai

Counsel for Respondent :- G.A.

Hon'ble Anjani Kumar Mishra,J.

Hon'ble Mohd. Azhar Husain Idrisi,J.

1. Heard learned counsel for the petitioner and learned A.G.A. for the State.
2. Petitioner is aggrieved by an order of attachment passed by respondent no.2, District Magistrate, under Section 14(1) of the U.P. Gangsters and Anti-Social Activities (Prevention) Act, 1986. However, learned counsel for the petitioner admits that against this order, he has filed an representation as provided under Section 15(1) of the Act on 25.08.2021. The same has not been decided by the respondent no.2.
3. In the aforesaid circumstances and since the representation has already been filed by the petitioner as provided under Section 15(1) of the Act, challenge to the order under Section 14(1) of the Act in this writ petition is not tenable.
4. However, this writ petition is disposed of directing the second respondent, District Magistrate (Gorakhpur), to dispose of the representation/application filed by the petitioner as expeditiously as possible and positively within a period of six weeks from the date of a certified copy of this order is filed before him.

Order Date :- 8.12.2023

Aditya Tripathi