

Court No. - 43

Case :- CRIMINAL MISC. WRIT PETITION No. - 19288 of 2023

Petitioner :- Ajay Kumar Singh

Respondent :- Union Of India And 6 Others

Counsel for Petitioner :- Kamlesh Kumar Mishra

Counsel for Respondent :- A.S.G.I.,G.A.,R.P.S. Chauhan

Hon'ble Anjani Kumar Mishra,J.

Hon'ble Arun Kumar Singh Deshwal,J.

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

The instant writ petition seeks quashing of the FIR dated 4.5.2021 giving rise to Case Crime No.130 of 2021, under Sections 147, 323, 504, 506 I.P.C., Police Station Gauri Bazar, District Deoria.

Perusal of the first information report shows that it had been lodged against unknown persons.

In our considered opinion, since, the petitioner is not named in the first information report, he has no locus to file this writ petition.

In case, his name has come to light during investigation, it is evidence which may have been collected during investigation that would not render the first information report liable to challenge.

Under the circumstances, the first information report cannot be quashed.

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

Order Date :- 14.12.2023

Vandana