

Court No. - 10

Case :- CRIMINAL MISC. WRIT PETITION No. - 1476 of 2023

Petitioner :- Rahul Gupta And Another

Respondent :- State Of U.P. Thru. Prin. Secy. Civil Secrett. Home U.P. Lko. And Others

Counsel for Petitioner :- Rajiva Dubey

Counsel for Respondent :- G.A.

Hon'ble Mrs. Sangeeta Chandra,J.

Hon'ble Narendra Kumar Johari,J.

1. None appears on behalf of the petitioner. Learned AGA for State-respondent is present.
2. Learned A.G.A. has produced before this Court instructions sent by Sub-Inspector Shri SATguru Prasad Verma, police station Paliya, District Lakhimpur Kheri dated 30.11.2023 and the same is taken on record.
4. Learned AGA on the basis of instructions states that investigation has been concluded and a **Charge Sheet No.209 of 2023** was prepared by the Investigating Officer on 08.07.2023 and forwarded to the Circle Officer concerned against the petitioner- **Rahul Gupta** and the same has been forwarded to the Court concerned on 03.11.2023. It has been further submitted that no credible evidence was found against petitioner no.2- Gaurav Gupta, hence his name has been deleted from the array of accused.
5. Since the charge sheet has been prepared by the Investigating Officer, it is presumed that sufficient evidence has been collected and filed with the charge sheet before the trial Court for its evaluation, therefore, this Court feels it to be inappropriate to interfere at this stage.
6. This writ petition is **dismissed** with liberty to the petitioner to approach the competent Court for raising their challenge to the charge sheet.

Order Date :- 2.12.2023

Arnima