

Court No. - 10

Case :- CRIMINAL MISC. WRIT PETITION No. - 3257 of 2022

Petitioner :- Ajay Kumar Dubey And Others

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

Counsel for Petitioner :- Sanjay Kumar Verma

Counsel for Respondent :- G.A.

Hon'ble Mrs. Sangeeta Chandra,J.

Hon'ble Narendra Kumar Johari,J.

Learned A.G.A. has produced before this Court the written instructions wherein it has been stated that offence under Sections 419, 420, 467, 468, 471, 504, 506, 352 IPC was not made out against the petitioner nos.1 and 2. It has also been stated in the said instructions that offence under Sections 419, 420, 352, 504, 506 IPC was made out against petitioner no.3 and charge sheet has been filed against him. The said instructions are taken on record.

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.

The writ petition is **dismissed** with liberty to the petitioner no.3 to approach the competent court for raising his challenge to the charge sheet.

Order Date :- 24.11.2023

Renu/-