

Court No. - 10

Case :- CRIMINAL MISC. WRIT PETITION No. - 7835 of 2023

Petitioner :- Ibran Alias Imran

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

Counsel for Petitioner :- Dinesh Kumar Shukla

Counsel for Respondent :- G.A.

Hon'ble Mrs. Sangeeta Chandra,J.

Hon'ble Narendra Kumar Johari,J.

Heard learned counsel for the petitioner, learned A.G.A. for the State and Sri Shailendra Kumar, Advocate, who has filed power on behalf of the respondent no.4, which is taken on record.

This petition has been filed with the following main prayer:-

"I. Issue a writ, order or direction in the nature of Certiorari by quashing the impugned First Information Report dated 04.08.2023 by which the petitioner has been falsely implicated in the first information report bearing No.0261/2023 under Section- 504, 506, I.P.C. registered at Police Dhanepur District Gonda as contained in Annexure No.1 to this writ petition in the interest of justice."

It has been submitted by learned counsel for the petitioner that the petitioner and the respondent no.4 had entered into a compromise.

Sri Shailendra Kumar, learned counsel for the respondent no.4, has not disputed such contention.

This petition is ***disposed of*** with a direction to the petitioner and the respondent no.4 to produce the compromise before the Investigating Officer within a week. The Investigating Officer shall take appropriate decision, in accordance with law, within a period of three weeks thereafter.

For a period of four weeks or till a decision is taken by the Investigating Officer, whichever is earlier, the petitioner shall not be arrested in pursuance of the impugned F.I.R. dated 04.08.2023 in Case Crime No.0261 of 2023, under Sections 504 and 506 of the I.P.C., Police Station Dhanepur, District Gonda.

Order Date :- 10.10.2023

Rahul