

Court No. - 10

Case :- CRIMINAL MISC. WRIT PETITION No. - 7956 of 2023

Petitioner :- Abhishek Kumar(In Fir Abhishek) Thru. Father Bhondu

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

Counsel for Petitioner :- Ashish Raman Mishra

Counsel for Respondent :- G.A.

Hon'ble Mrs. Sangeeta Chandra,J.

Hon'ble Karunesh Singh Pawar,J.

(1) Heard the learned counsel for the petitioner and the learned A.G.A. who appears for the Opposite party nos.1, 2 & 3.

(2) This petition has been filed by the petitioner for the following main prayer:-

"1) issue a writ, order or direction in the nature of Certiorari thereby quashing the impugned First Information Report dated 02.10.2023 lodged by the Opposite party no.3 registered as Case Crime No.0355 of 2023, under Sections 354 (Kha), 506 I.P.C. and Section 7/8 P.O.C.S.O. Act, at Police Station Baundi, District Bahraich, in respect of petitioner only contained as Annexure No.1 to this writ petition."

(3) It has been submitted by the learned counsel for the petitioner that the petitioner is a minor and belongs to Scheduled Caste Category. The sister of the petitioner was molested by some persons against whom the father of the petitioner had tried to lodge an F.I.R. in the police station concerned. The F.I.R. was not lodged, the father of the petitioner was detained in the police station. The said persons were called at the police station and they were instigated into lodging of the impugned F.I.R. on 02.10.2023 with regard to the alleged incident dated 28.09.2023.

(4) This Court has perused the F.I.R. and finds that a cognizable offence is made out against the petitioner, hence, there is no good ground to show interference in the matter.

(5) The writ petition stands ***dismissed.***

Order Date :- 13.10.2023

N.PAL