

Court No. - 10

Case :- CRIMINAL MISC. WRIT PETITION No. - 7966 of 2023

Petitioner :- Ravi Kant

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

Counsel for Petitioner :- Rajesh Kumar Verma, Gopal Ji Shukla

Counsel for Respondent :- G.A.

Hon'ble Mrs. Sangeeta Chandra, J.

Hon'ble Karunesh Singh Pawar, J.

1. Heard learned counsel for the petitioner and learned A.G.A. who appears on behalf of the State Respondents.

2. This petition has been filed with the following main prayers:-

"i. Issue a writ order or direction in the nature of writ of Certiorari to quash the impugned first information report dated 26.6.2023 lodged by the opposite party no.4 which is registered as FIR No. 0394 of 2023 under Sections 419, 420, 467, 468, 471, 120B 1.P.C., at Police Station Kotwali Nagar, District Ayodhya, which is contained in Annexure No.1 to the writ petition.

ii. To issue a writ of Mandamus or a writ, order or direction in the nature of writ of Mandamus commanding and directing the opposite parties not to arrest the petitioners in pursuance of the impugned first information report dated 26.6.2023 lodged by the opposite party no.4 which is registered as FIR No. 0394 of 2023 under Sections 419, 420, 467, 468, 471, 120B I.P.C., at Police Station Kotwali Nagar, District Ayodhya, which is contained in Annexure No. 1 to the writ petition."

3. It has been submitted by the learned counsel for the petitioner that the petitioner is completely innocent and has falsely been implicated in the impugned F.I.R.

4. As per the prosecution story, one imposter by the name of Mithun Kumar was found to be given examination for the selection of Gram Vikas Adhikari. The Centre Superintendent caught Mithun Kumar and from his possession the admit card of the petitioner was recovered.

5. This Court having gone through the F.I.R. finds that the petitioner is the beneficiary of the offence of Mithun Kumar posing himself as Ravi Kant while giving examination for the benefit of the petitioner.

6. This Court finds no good ground to show interference in the impugned F.I.R.

7. The writ petition stands ***dismissed***.

Order Date :- 13.10.2023

Darpan Sharma