

Court No. - 10

Case :- CRIMINAL MISC. WRIT PETITION No. - 8102 of 2023

Petitioner :- Suraj Das @ Suraj Naga

Respondent :- State Of U.P. Through Principal Secretary Home, Lucknow And 3 Others

Counsel for Petitioner :- Avinash Mishra

Counsel for Respondent :- G.A.

Hon'ble Mrs. Sangeeta Chandra,J.

Hon'ble Karunesh Singh Pawar,J.

1. Heard learned counsel for the petitioner as well as learned A.G.A. for the State-respondents.

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

"(I) issue a writ, order or direction in the nature of certiorari, quashing the impugned first information report dated 31.7.2023 in case crime No.0436/2023 under section 306 I.P.C. P.S. Kotwali Ayodhya District Ayodhya as contained in Annexure No.1 to the writ petition.

(ii) issue a writ, order or direction in the nature of mandamus, commanding the opposite parties not to arrest the petitioner on the basis of first information report dated 31.7.2023 in case crime No.0436/2023 under section 306 I.P.C. P.S. Kotwali Ayodhya District Ayodhya, as contained in Annexure No.1 to the writ petition."

3. It has been submitted by leaned counsel for the petitioner that one of the co-accused had approached this Court against the same F.I.R. in Case Crime No.0436 of 2023 filed under Section 306 IPC at P.S. Kotwali Ayodhya, District Ayodhya and this Court had granted interim protection on 17.08.2023, a copy of that order has been filed as Annexure No.7 to the writ petition.

4. We have gone through the interim order and find that we had

granted interim protection to the petitioner therein only because he had alleged that he was a Journalist and he had no direct role to play in the suicide of the deceased.

5. This Court having gone through the F.I.R. finds no good ground to show interference, therefore, the petition is dismissed.

Order Date :- 18.10.2023

Saurabh Yadav/-