

Court No. - 10

Case :- CRIMINAL MISC. WRIT PETITION No. - 8150 of 2023

Petitioner :- Suhel

Respondent :- State Of U.P. Thru. Addl. Chief Secy. Deptt. Of Home Lko. And Others

Counsel for Petitioner :- Indra Pratap Singh

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) A writ, order or direction in the nature of Certiorari for quashing the impugned First Information Report dated 11.01.2023 registered as Case Crime/F.I.R. No.0012 of 2023, under Sections 406, 420, 409, 506 I.P.C. at Police Station Satrikh, District Barabanki, contained as Annexure No.1 to this writ petition, in the interest of justice."

(3) It has been submitted by the learned counsel for the petitioner that the petitioner is one of the Directors of Stallion Infra Developer Pvt. Ltd. A promise has occurred between the parties regarding plots of land to be allotted to investors. The money was paid to the Company but no plots of land were allotted as yet. The Final Report was initially prepared but it has not returned and fresh investigation is being done.

(4) It has been submitted by the learned counsel for the petitioner that there is an Agreement entered into between the petitioner and the informants and there is no grievance left of the informants as is evident from the Compromise/ Letter sent by the informants to the Superintendent of Police.

(5) This Court has perused the F.I.R. and finds that a cognizable offence is made out against the petitioner, therefore, there is no need to interfere in the impugned

F.I.R., at the initial stage.

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

(7) The petitioner may approach the Investigating Officer with the alleged compromise.

Order Date :- 19.10.2023

N.PAL