Court No. - 10
Case :- CRIMINAL MISC. WRIT PETITION No. - 8172 of 2023
Petitioner :- Ajay Kumar Yadav @ Ajay Yadav
Respondent :- State Of U.P. Thru. Addl. Chief Secy. Home Deptt. Civil Secrt. Lko. And Others
Counsel for Petitioner :- Prem Prakash Singh
Counsel for Respondent :- G.A.

Hon'ble Mrs. Sangeeta Chandra,J.
Hon'ble Karunesh Singh Pawar,J.

1. Heard learned counsel for the petitioner, learned A.G.A for the State and perused the record.

2. Under challenge in this petition is the First Information Report dated 11.10.2023, lodged as F.I.R. No.0328 of 2023, under Sections 323, 352, 354, 506 of the I.P.C. and Section 7/8 of P.O.C.S.O. Act, at P.S. Rajesultanpur, District Ambedkar Nagar.

3. Learned counsel for the petitioner confines his prayer for issuing direction to the police authorities to follow the mandate of Section 41A Cr.P.C. for the reason that the offences mentioned in the impugned First Information Report carry the sentence of upto 7 years of imprisonment.

4. Accordingly, we ***dispose of*** this petition with the direction to the police authorities concerned to follow the mandate of Section 41A Cr.P.C. and also the directions issued by the Hon'ble Supreme Court in the case of ***Arnesh Kumar Vs. State of Bihar, reported in (2014) 8 SCC 273***.

Order Date :- 19.10.2023
Rahul

Digitally signed by :-
RAHUL TRIPATHI
High Court of Judicature at Allahabad,
Lucknow Bench