

Court No. - 10

Case :- CRIMINAL MISC. WRIT PETITION No. - 8201 of 2023

Petitioner :- Sawan Kumar Yadav

Respondent :- State Of U.P. Thru. Prin. Secy. Home Deptt. Lucknow And Others

Counsel for Petitioner :- Atul Verma, Akhilendra Pratap Singh, Ali Moid, Vinod Kumar Yadav

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. for the State Respondents.

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

"a. issue a writ, order of direction, directing the police of PS-Chinhat, District-Lucknow, restraining them from arresting the petitioner.

b. Issue a writ, order or direction quashing the FIR lodged against the petitioner on 07.10.2023 registered at Cr. No. 445/2023, U/s-384/323/504/506/452/354(Ka) IPC at PS-Chinhat, District-Lucknow (as Annexure No.1)."

3. It has been submitted by learned counsel for the petitioner that all the Sections invoked against the petitioner in the impugned F.I.R. carry the sentence of upto 7 years of imprisonment and therefore the petitioners are entitled for the benefit of the judgement rendered by the Supreme Court in the case of ***Arnesh Kumar Vs. State of Bihar***, reported in **(2014) 8 SCC 273**.

4. We have gone through the F.I.R. where specific allegations which are painful in nature have been made against the petitioner.

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

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

Order Date :- 19.10.2023

Darpan Sharma