

Court No. - 10

Case :- CRIMINAL MISC. WRIT PETITION No. - 8409 of 2023

Petitioner :- Dileep Kumar Singh

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

Counsel for Petitioner :- Anadi Kumar Singh

Counsel for Respondent :- G.A.

Hon'ble Mrs. Sangeeta Chandra,J.

Hon'ble Narendra Kumar Johari,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:-

"(a) issue a writ, order or direction in the nature of certiorari thereby quashing the impugned first information report lodged by the opposite party no.3 on 15.6.2023 vide F.I.R. No. 155 of 2023, under Sections-420, 406, 504, 506, 306 I.P.C. and Sections 3(2)(v) S.C.S.T. Act, at Police Station-Kakori, District- Lucknow, as contained in Annexure no.1 to this writ petition, so far as it relates to the petitioner.

(b) issue a writ, order or direction in the nature of mandamus commanding the opposite parties no.1 and 2 not to arrest or adopt any coercive measures against the petitioner on the basis of impugned first information report lodged by the opposite party no.3 on 15.6.2023 vide F.I.R. No. 155 of 2023, under Sections- 420, 406, 504, 506, 306 I.P.C. and Sections 3 (2) (v) S.C.S.T. Act, at Police Station- Kakori, District- Lucknow, as contained in Annexure no.1 to this writ petition."

(3) It has been submitted by learned counsel for the petitioner that the alleged agreement was oral in nature and the amount in question was never transferred in his account. it has been submitted that the petitioner is innocent and has been falsely implicated.

(4) This Court has perused the FIR and finds that a cognizable offence is made out, therefore, there is no good ground to show interference in the matter.

(5) The writ petition is **dismissed**.

Order Date :- 1.11.2023

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