

Court No. - 10

Case :- CRIMINAL MISC. WRIT PETITION No. - 8501 of 2023

Petitioner :- Kuldeep Singh Yadav

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

Counsel for Petitioner :- Abhishek Yadav, Archana Yadav, Sunil Kumar Maurya

Counsel for Respondent :- G.A.

Hon'ble Mrs. Sangeeta Chandra, J.

Hon'ble Narendra Kumar Johari, J.

Heard learned counsel for the petitioner and learned A.G.A. for the State.

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

"issue a writ, order or direction in the nature of certiorari thereby quashing the impugned first information report lodged by the respondent No.3 on 28/09/2023 in case crime No.0682 of 2023, F.I.R. No.-0682 of 2023, Under Section 419/420/467/468/471 of the Indian Penal Code, 1860, Police Station- Kotwali City, District- Hardoi, in respect of petitioner, as contained in Annexure no.1 to the writ petition (Annexure no.1).

It has been submitted by learned counsel for the petitioner that Sri Surendra Singh has influenced the informant Rajpal Singh into lodging of the impugned F.I.R. Surendra Singh had a personal enmity against the petitioner and several F.I.Rs. have also been lodged by him, details of which has been mentioned in paragraph-8 of the writ petition.

It has also been submitted that the story narrated in the F.I.R. is false. The petitioner is a registered Advocate and his registration number is UP01018/2023.

Learned A.G.A. has pointed out from the F.I.R. that there is a specific averment therein that the petitioner had shown his Registration No.226/2015.

It has also been submitted by learned A.G.A. that the petitioner may have come to know of the complaint having been made against him and, therefore, he got his registration done in the year 2023.

After having examined the submissions advanced by learned counsel for the parties and perused the impugned F.I.R., we are of the opinion that the impugned F.I.R. discloses cognizable offence by the petitioner, hence, no interference is called for by this Court in its extraordinary power under Article 226 of the Constitution of India for quashing of the F.I.R. or for grant of any interim relief to the petitioner and accordingly, the present writ petition is ***dismissed***.

Order Date :- 3.11.2023

Rahul