

Court No. - 10

Case :- CRIMINAL MISC. WRIT PETITION No. - 8492 of 2023

Petitioner :- Sunny Alias Vikas Chaudhary

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

Counsel for Petitioner :- Vinay Kumar, Noor Alam Khan

Counsel for Respondent :- G.A.

Hon'ble Mrs. Sangeeta Chandra,J.

Hon'ble Narendra Kumar Johari,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) Issue a writ, order or direction in the nature of Certiorari to quash the impugned First Information Report dated 23.10.2023 lodged at Police Station Gola, District Kheri, registered as Case Crime No.0624/2023, under Sections 8/20 N.D.P.S. Act, contained in Annexure No.1."

(3) It has been submitted by the learned counsel for the petitioner that the petitioner had not been caught by the police but his name came into light only because of wrong statement given by co-accused who was arrested on the spot that is Rajesh s/o Lokram. It has been submitted that the petitioner has no knowledge of any such Rajesh s/o Lokram. He is not involved in the crime and he has been falsely implicated in the F.I.R.

(4) Learned A.G.A. has pointed from the F.I.R. that 2500 gms. of *Ganja* was recovered from the possession of both the accused, the petitioner managed to run away from there and the other accused was caught by the police.

(5) This Court has perused the F.I.R. and finds that commission of cognizable offence is made out, hence, no interference is required in the matter.

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

Order Date :- 3.11.2023

N.PAL