

Court No. - 10

Case :- CRIMINAL MISC. WRIT PETITION No. - 8628 of 2023

Petitioner :- Mujahid Alias Mujahidul Islam

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

Counsel for Petitioner :- Pawan Kumar Mishra

Counsel for Respondent :- G.A.

Hon'ble Mrs. Sangeeta Chandra,J.

Hon'ble Narendra Kumar Johari,J.

A short counter affidavit filed by learned AGA today is taken on record.

Heard learned counsel for the petitioner, learned AGA who appears on behalf of the State-respondents and perused the record.

This writ petition has been filed with a prayer to issue a writ, order or direction in the nature of Certiorari for quashing of the impugned First Information Report dated 11.10.2023 registered as Case Crime No. 0349 of 2023 under Section 363 IPC, P.S. Rupaideeha, District Bahraich and for a direction to the respondents not to arrest the petitioner pursuant to the impugned FIR.

The said short counter affidavit sworn by the Circle Officer concerned stating that during the course of investigation, the name of the petitioner has been deleted as in the statement recorded under Section 164 Cr.P.C. of the victim, the victim has not made any allegations against the petitioner, copy of the statements recorded under Sections 161 and 164 Cr.P.C. of the victim has been filed as Annexures CA-3 & 4 to the short counter affidavit.

In view of the aforesaid, the writ petition is **dismissed as having become infructuous.**

Order Date :- 7.12.2023

AKK