

Court No. - 10

Case :- CRIMINAL MISC. WRIT PETITION No. - 8840 of 2023

Petitioner :- Ranjeet Kumar

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

Counsel for Petitioner :- Anurag Misra, Pradeep Kumar Singh

Counsel for Respondent :- G.A., Santi, Vijay Kumar Asthana

Hon'ble Mrs. Sangeeta Chandra, J.

Hon'ble Mrs. Jyotsna Sharma, J.

(1) Heard the learned counsel for the petitioner and learned A.G.A. who appears on behalf of the State-Respondent nos.1, 2 & 3 and Shri Vijay Kumar Asthana, who appears for the opposite party no.4, the complainant.

(2) This petition has been filed by the petitioner for the following main prayer:-

"(i) Issue a writ, order or direction in the nature of Certiorari quashing the impugned First Information Report dated 17.10.2023 registered as F.I.R./ Case Crime No.095 of 2023, under Sections 323, 328, 506, 376, 504, 386, 342, 314, 379 I.P.C. and Section 67 of I.T. (Amendment) Act, 2008, P.S. Mahila Thana, District Kheri (Annexure No.1)."

(3) It has been submitted by the learned counsel for the petitioner that the petitioner is a Sipahi in the Indian Army since 2013. In the year 2018, the petitioner met the Opposite party no.4 through Facebook and the Opposite party no.4 did not tell him that she was married and a Government servant in the Police Department. They had a love affair. When the petitioner discovered that she was already married to some other person and a Divorce Petition was pending and she also had six year's old daughter from the said person, the petitioner tried to breakup the relationship with the Opposite party no.4, out of vengeance, the impugned F.I.R. has been lodged.

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

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

Order Date :- 18.11.2023

N.PAL