

Court No. - 10

Case :- CRIMINAL MISC. WRIT PETITION No. - 9619 of 2023

Petitioner :- Ashok Maurya Alias Ashok Kumar

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

Counsel for Petitioner :- Ravindra Kumar Yadav, Ajeet Singh, Amit Ranjan Gautam, Deeksha Jaiswal

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. who appears on behalf of State-respondents.

Under challenge in this petition is the First Information Report dated 30.11.2023, lodged at Case Crime No. 286 of 2023, under Sections 419, 420 IPC and 15 of M.(C.) Act, 1950 at P.S. Jahangeerganj, District Ambedkar Nagar.

Learned counsel for the petitioner confines his prayer for issuing direction to the police authorities to follow the mandate of Section 41A, Cr.P.C. for the reason that the offences mentioned in the impugned First Information Report carry the sentence of upto 7 years of imprisonment.

Accordingly, we **dispose of** this petition with the direction to the police authorities concerned to follow the mandate of Section 41A Cr.P.C. and also the directions issued by the Hon'ble Supreme Court in the case of **Arnesh Kumar Vs. State of Bihar, reported in (2014) 8 SCC 273.**

Order Date :- 19.12.2023

AKK