

Court No. - 10

Case :- CRIMINAL MISC. WRIT PETITION No. - 9818 of 2023

Petitioner :- Smt. Madeena And Others

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

Counsel for Petitioner :- Pawan Kumar Pandey

Counsel for Respondent :- G.A.

Hon'ble Mrs. Sangeeta Chandra,J.

Hon'ble Karunesh Singh Pawar,J.

1. Heard learned counsel for the petitioners and learned A.G.A. for the State-respondents.

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

"(1) Issue a writ, order or direction in the nature of Certiorari to quash the impugned First Information Report dated 18.12.2023 registered at case crime no. 473/2023 U/s 498-A/304-B IPC and 3/4 Dowry Prohibition Act, Police Station Kotwali Dehat, District Sitapur, as contained in Annexure no. 1.

(ii) Issue a writ, order or direction in the nature of Mandamus commanding and directing the opposite party no. 4 not to arrest the petitioners in connection with First Information Report dated 18.12.2023 registered at case crime no.473/2023 U/s 498-A/304-B IPC and 3/4 Dowry Prohibition Act, Police Station Kotwali Dehat, District Sitapur, as contained in Annexure no. 1, during the pendency of this writ petition."

3. It has been submitted by learned counsel for the petitioners that the petitioner No.1 is the mother-in-law and petitioner No.2 is the father-in-law and the petitioner No.3 is the elder brother-in-law i.e. *jeth* of the deceased.

4. It has been submitted that after eight days of the incident, the impugned F.I.R. has been lodged. Initially, the opposite party No.5 was demanding money and blackmailing them. This Court has gone through the F.I.R. and finds cognizable offence to be made out. This Court does not find any good ground to show interference accordingly, the writ petition stands dismissed.

Order Date :- 22.12.2023

Saurabh Yadav/-