2026:AHC-LKO:39834-DB

HIGH COURT OF JUDICATURE AT ALLAHABAD
LUCKNOW

CRIMINAL MISC. WRIT PETITION No. - 4969 of 2026

Kapil Dev Tiwari

.....Petitioner(s)

Versus

State Of U.P. Thru. Prin. Secy. Home Lko. And Others

.....Respondent(s)

Counsel for Petitioner(s)	:	Hari Om Pandey
Counsel for Respondent(s)	:	G.A.

Court No. - 10

HON'BLE ABDUL MOIN, J.
HON'BLE MRS. BABITA RANI, J.

1. Heard learned counsel for the petitioner and learned AGA appearing for respondents No. 1 to 5.

2. In view of the order proposed to be passed, notice to respondents no.6 to 9 is dispensed with.

3. By means of the instant petition, the petitioner has contended that despite having lodged FIR No.100 dated 09.05.2026 at Police Station Akhand Nagar, District Sultanpur, the respondents authorities have failed to proceed in a fair and impartial manner in the investigation.

4. On the other hand, learned AGA states on the basis of instructions sent by the Sub Inspector, Police Station Akhand Nagar, District Sultanpur dated 29.05.2026 that during investigation, Section 109 of the B.N.S., 2023 has been dropped. He further submitted that other offences indicated in the aforesaid FIR, all carry a sentence up to seven years. Learned AGA further submits that an endeavour would be made to conclude the investigation in fair and impartial manner within the time as specified under the B.N.S.S., 2023.

Aforesaid statement is recorded.

5. The writ petition stands **disposed of.**

June 2, 2026
Reena/-

(Mrs. Babita Rani,J.) (Abdul Moin,J.)

Digitally signed by :-
REENA KANNAUJIYA
High Court of Judicature at Allahabad,
Lucknow Bench