

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.887 of 2021

Arising Out of PS. Case No.- Year-0 Thana- District- Patna

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Anil Kumar Singh S/o Shri Umakant Singh Resident of Village- Kant, P.S.-
Brahampur, District- Buxar.

... .. Petitioner/s

Versus

1. The State Of Bihar, Through Vigilance Commissioner, Bihar, Patna Bihar,
2. Vigilance Commissioner, Bihar, Patna. Bihar,
3. Director General, Vigailance, Bihar, Patna.
4. Additional Director General, Vigilance, Bihar, Patna.
5. S.P. Vigilance, Patna, Bihar.
6. Officer - Incharge, Vigilance Police Station, 6 Circular Road, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Vijay Shankar Shrivastava, Adv.
For the Respondent/s : Mr.Arvind Kumar, Adv.

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 21-09-2022 Learned counsel for the petitioner shall remove all the

defects within three weeks from today.

Learned counsel for the petitioner has mentioned this
matter for urgent listing. In course of mentioning, this Court has
been informed that this writ application has been filed seeking a
direction to the respondents to register an FIR.

On the query made by this Court, learned counsel for
the petitioner submits that prior to filing of the writ application
the petitioner has not followed the procedures under Sections
154(3) and Section 156(3) Cr.P.C.



In the case of **Sakiri Vasu Vs. State of U.P. & Ors.** reported in **AIR 2008 SC 907**, the Hon'ble Supreme Court has observed that the writ application under Article 226 directly for lodging of the FIR cannot be entertained. In the case of **Lalita Kumari Vs. Government of Uttar Pradesh and Ors.** reported in **(2014) 2 SCC 1**, the Hon'ble Constitution Bench has provided procedures which are required to be followed if the police authorities failed to register the FIR.

There cannot be any reason for this Court to entertain this application directly in the nature of the reliefs prayed in this writ application.

This application is, thus, disposed of with liberty to the petitioner to seek his remedy, as may be advised to him, in accordance with law.

The certified copy of the order will be made available only after removal of the defects.

(Rajeev Ranjan Prasad, J)

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

