SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			WPCRL No. 1798 of 2021 Hon'ble Manoj Kumar Tiwari, J. There is no representation for the petitioner. 2. Mr. Deepak Bisht, Deputy Advocate General with Mr. Vikas Uniyal and Mr. J.P. Kandpal, Brief Holder for the State of Uttarakhand. 3. Petitioner has sought quashing of FIR No. 507 of 2021, for offences punishable under Sections 389, 504, 506 IPC and Section 3(1) (r) & 3 (1) (s) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (Amendment) registered at Police Station Haldwani, District Nainital 4. Learned State Counsel submits that since charge-sheet has been filed against petitioner, therefore, the writ petition has become infructuous. 5. The writ petition would not become infructuous by filing of charge-sheet and FIR can be quashed, if ingredients of the offence are not made out. 6. The impugned F.I.R. is on record as Annexure No.6 to the writ petition. The allegations against the petitioner are specific and the ingredients of the offences are

made out. Whether the allegations made in the F.I.R. are correct or not, cannot be examined at this stage. It is matter of trial.

7. In view of parameters laid down by Hon'ble Supreme Court in the case of M/s Neeharika Infrastructure Pvt. Ltd. Vs. State of Maharashtra & others, reported in AIR 2021 SC 1918, this Court does not find any reason to interfere with the impugned F.I.R.

8. Accordingly, the writ petition fails and is dismissed.

(Manoj Kumar Tiwari, J.)
30.12.2024

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NAVEEN CHANDRA

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