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. 1866 of 2021 Hon'ble Manoj Kumar Tiwari, A.C.J. There is no representation for the petitioner. 2. Mr. K.S. Bora, Deputy Advocate General with Mr. Vikash Uniyal, Brief Holder for the State of Uttarakhand. 3. Petitioner has sought quashing of FIR No. 295 of 2021 for offences punishable under Sections 354D, 504 and 506 IPC, registered at Police Station I.T.I., Kashipur, District, Udham Singh Nagar. 4. Learned State Counsel submits that charge-sheet has been filed against petitioner on 01.02.2022, therefore, the writ petition has become infructuous, and petitioner can challenge the charge-sheet in a petition under Section 528 BNSS, if so advised. 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.1 to the writ petition. The allegations against the petitioner are specific and serious 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, A.C.J.)
24.12.2024

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NAVEEN CHANDRA

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