HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. WRIT PETITION No. - 4088 of 2025

Jai Hanuman Pandey And 2 Others

.....Petitioner(s)

Versus

State Of U.P. And 3 Others

.....Respondent(s)

Counsel for Petitioner(s)	:	Kamlesh Kumar Singh
Counsel for Respondent(s)	:	Abdul Saleem Ahamad, G.A., Mir Sayed

Court No. - 47

HON'BLE RAJEEV MISRA, J.
HON'BLE DEVENDRA SINGH-I, J.

1. Case called out in revised list.

2. Even though the name of Mr. Kamlesh Kumar Singh is duly published in the cause list as counsel for the petitioners, but neither he nor anyone on his behalf is present to press the present writ petition, even in revised call.

3. Learned AGA representing State-respondents 1, 2, 3 is present.

4. Through the names of Mr. Abdul Saleem Ahamad and Mir Sayed are duly published in the cause list as counsel for first informant-respondent-4, but neither they nor anyone on their behalf is present to press this writ petition, even in revised call.

5. Perused the record.

6. Petitioners-Jai Hanuman Pandey And 2 Others have approached this Court by means of present Criminal Misc. Writ Petition challenging the impugned FIR dated 18.02.2025 lodged by first informant-respondent-4, Ramkaran and registered as Case Crime No. 59 of 2025, under Sections 323, 325, 504, 506, 394 I.P.C., Police Station-Ali Nagar, District- Chandauli.

5. Presented petition came up for admission on 11.03.2025 and this Court passed the following order:

"1. Heard Sri Kamlesh Kumar Singh, learned counsel for the petitioners, Sri Abdul Saleem Ahamad,, learned counsel for respondent n.4, learned AGA for the State-respondents and perused the record.

2. Counter blast implication of the petitioners by respondent no.4 is alleged.

3. Learned counsel for respondent no.4 prays for and is allowed four weeks time to file counter affidavit. Learned AGA may also file counter affidavit in the meantime. Petitioners may file rejoinder affidavit within two weeks, thereafter.

4. List this case after six weeks.

5. Till the next date of listing or till cognizance is taken by court on police report submitted under Section 173(2) Cr.P.C., whichever is earlier, the respondents are restrained from arresting the petitioners pursuant to the First Information Report dated 18.02.2025, registered as Case Crime No.59 of 2025, under sections 323, 325, 504, 506, 394 of IPC, Police Station Ali Nagar, District Chandauli, subject to cooperation in ongoing investigation.

Order Date :- 11.3.2025 "

7. Upon perusal of order sheet, we find that the interim order dated 11.03.2025 was extended on 20.05.2025 but was not extended thereafter. As such, no interim order is operating in present writ petition.

8.Considering the fact that the impugned FIR was lodged against petitioners on 18.02.2025 and a period of more than one year and 7 months has expired since then coupled with the fact that no interim protection is existing in favor of petitioners after 20.05.2025, therefore, in all probability, the Investigating Officer must have submitted the requisite police report upon completion of the statutory investigation of concerned Case Crime Number.

9. We are, therefore, of the considered opinion that by efflux of time, this writ petition has been rendered infructuous.

10. It is accordingly dismissed as having rendered infructuous.

11. Interim order, if any, shall stand vacated.

October 23, 2026
YK

(Devendra Singh-I,J.) (Rajeev Misra,J.)

Digitally signed by :-
YASHWANT KUMAR
High Court of Judicature at Allahabad