HIGH COURT OF JUDICATURE AT ALLAHABAD

MATTERS UNDER ARTICLE 227 No. - 8837 of 2016

Radha Krishna Bharati

.....Petitioner(s)

Versus

State of U.P. and Another

.....Respondent(s)

Counsel for Petitioner(s)	:	Kartikeya Saran, Nikhil Agrawal, Sanjay Kumar Mishra
Counsel for Respondent(s)	:	G.A.

Court No. - 55

HON'BLE VIKRAM D. CHAUHAN, J.

1. Heard learned counsel for the petitioner and learned A.G.A. for the State.

2. The present petition is filed with the following prayers:-

"(I) call for the records of learned courts below and set aside the entire proceeding of Special Trial No. 11 of 2015, State versus Rardha Krishna Bharti & others arising out of Case Crime No. 455 of 2006 under Sections 409, 420, 467, 468, 471, 477, 120-B IPC and under Section 13(2) of Prevention of Corruption Act at Police Station Kotwali City District Mirzapur (contained in Annexure No. 12 to this writ petition).

(II) issue an order or direction in the nature of power of superintendence directing the learned trial court not to proceeding further pursuant to the impugned summoning order dated 1.9.2016 passed by learned Special Judge (Prevention of Corruption Act) Varanasi in Special Trial No. 11 of 2015, State versus Rardha Krishna Bharti & others arising out of Case Crime No. 455 of 2006 under Sections 409, 420, 467, 468, 471, 477, 120-B IPC and under Section 13(2) of Prevention of Corruption Act at Police Station Kotwali City District Mirzapur during pendency of the present petition before this Hon'ble Court, so that justice may be done."

3. Learned counsel for the petitioner submits that petitioner was not posted as Secretary of Panchayat Udyog Khorabar Gorakhpur when the FIR was lodged in the year 2006. The charge sheet has been submitted on

14.7.2013. Learned counsel appearing on behalf of the petitioner submits that the present matter is covered by the judgment of this Court passed in Application under Section 482 No.39496 of 2023 (Arjun Ram Vs. State of U.P. and another).

4. Learned A.G.A. for the State does not dispute the fact that the present matter is covered by the judgment of this Court passed in Application under Section 482 No.39496 of 2023 (Arjun Ram Vs. State of U.P. and another).

5. In view of the statement made by learned A.G.A. for the State and the judgment of this Court passed in Application under Section 482 No.39496 of 2023 (Arjun Ram Vs. State of U.P. and another), the proceedings against the petitioner in the aforesaid case is hereby quashed.

6. Accordingly, the present petition is **allowed.**

(Vikram D. Chauhan,J.)

October 29, 2026
VMA

Digitally signed by :-
VISHWA MOHAN ARORA
High Court of Judicature at Allahabad