2026:AHC:211383-DB

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. WRIT PETITION No. - 23710 of 2026

Dileep Sahani And 2 Others

.....Petitioner(s)

Versus

The State Of U.P. And 2 Others

.....Respondent(s)

Counsel for Petitioner(s) : Adya Prasad Tewari
Counsel for Respondent(s) : G.A., Vishveshwar Mani Tripathi

Court No. - 48

HON'BLE CHANDRA DHARI SINGH, J.
HON'BLE TARUN SAXENA, J.

1. The instant writ petition has been filed with the following main reliefs:-

> *"i. A writ, order or direction in the nature of writ of certiorari quashing the impugned first information report dated 07.08.2026 registered as Case Crime No. 170 of 2026, under Sections 115(2), 352, 351(3) BNS & 3(1)(d)(dh) of SC/ST Act, Police Station Ahirauli Bazar, District Kushinagar (Contained in Annexure no.1 to the writ petition) against the petitioners.*
>
> *ii. A writ, order or direction in the nature of mandamus directing the respondents not to arrest the petitioners pursuant to the impugned first information report dated 07.08.2026 registered as Case Crime No. 170 of 2026, under Sections 115(2), 352, 351(3) BNS & 3(1)(d)(dh) of SC/ST Act, Police Station Ahirauli Bazar, District Kushinagars."*

2. Mr. Rajesh Kumar Gupta, learned AGA submitted and apprised the Court that after completion of the statutory investigation, the Investigating Officer has submitted charge sheet on 23.08.2026 and the same was also forwarded to the court concerned.

3. At this juncture, learned counsel for the petitioners submits that in view of the statement given by the learned AGA, this writ petition may be disposed of with liberty to avail appropriate remedy before appropriate forum.

4. Heard Mr. Prateek Shukla, holding brief of Mr. Adya Prasad Tewari, learned counsel for the petitioners and learned AGA appearing for the State-respondents as well as Mr. Vishveshwar Mani Tripathi, learned counsel appearing for the respondent no.3 and perused the record.

5. Taking into consideration the statement given by the learned AGA and the prayer made by the learned counsel for the petitioners as well as the fact that after investigation, the Investigating Officer has submitted the charge sheet on 23.08.2026 and the same was also forwarded to the court concerned, we do not find any reason to keep the matter pending for further adjudication.

6. Accordingly, the writ petition is **dismissed**.

(Tarun Saxena,J.) (Chandra Dhari Singh,J.)

October 8, 2026
Prajapati RK

Digitally signed by :-
RAMKESH PRAJAPATI
High Court of Judicature at Allahabad