

Vipin Soni Alias Vipendra Kumar Sarraf vs State Of U.P. And 3 Others on 18 July, 2023

Author: Anjani Kumar Mishra

Bench: Anjani Kumar Mishra

HIGH COURT OF JUDICATURE AT ALLAHABAD

?Neutral Citation No. - 2023:AHC:142899-DB

Court No. - 43

Case :- CRIMINAL MISC. WRIT PETITION No. - 11042 of 2023

Petitioner :- Vipin Soni Alias Vipendra Kumar Sarraf

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Niraj Tiwari, Prem Shankar

Counsel for Respondent :- G.A.

Hon'ble Anjani Kumar Mishra, J.

Hon'ble Umesh Chandra Sharma, J.

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

The instant writ petition seeks quashing of the FIR dated 22.2.2023 giving rise to Case Crime No.65 of 2023, under Sections 420, 467, 468, 471, 272, 273 I.P.C. and Section 59 Food Safety and Standards Act, 2006, Police Station- Rath, District- Hamirpur.

Upon hearing learned counsel for the parties and upon a perusal of the record, we find that the submissions made on behalf of the petitioner are his defence, which cannot be looked into while dealing with a writ petition seeking quashing of a first information report.

Moreover, the allegations made in the First Information Report clearly disclose commission of cognizable offences and the allegations are serious in nature. Therefore, prayer of the petitioner to quash the First Information Report is completely misconceived and is rejected.

The writ petition is therefore dismissed, without prejudice to the right of the petitioner to apply for bail/anticipatory bail.

Order Date :- 18.7.2023 Rakesh