

**Court No. - 43**

**Case :-** CRIMINAL MISC. WRIT PETITION No. - 18377 of 2023

**Petitioner :-** Omprakash And 2 Others

**Respondent :-** State Of U.P. And 2 Others

**Counsel for Petitioner :-** Jitendra Pal Singh

**Counsel for Respondent :-** G.A.

**Hon'ble Anjani Kumar Mishra,J.**

**Hon'ble Arun Kumar Singh Deshwal,J.**

1. Heard learned counsel for the petitioners and learned AGA.
2. The writ petition seeks quashing of the F.I.R. dated 04.11.2023 giving rise to Case Crime No.399 of 2023, under Sections 323, 352, 452, 504, 506 IPC, Police Station- Chhata, District- Mathura.
3. The contention of the learned of the petitioners is that the FIR is concocted and nothing but an attempt to pressurize the petitioners.
4. On the previous occasion, learned AGA is directed to obtain instruction. He has submitted that there are two injuries on the person of the informant, one is complaint of pain and another is injury on the finger of the left hand.
5. Matter requires consideration.
6. Issue notice to the respondent no.3, returnable within three weeks.
7. List this petition for admission on the date succeeding the date fixed in the notice for appearance of the respondents along with a tracking report.
8. Till the next date of listing, the petitioners may not be arrested consequent to the impugned F.I.R. dated 04.11.2023 giving rise to Case Crime No.399 of 2023, under Sections 323, 352, 452, 504, 506 IPC, Police Station- Chhata, District- Mathura.
9. This protection shall be available either till the next listing or till submission of police report under Section 173(2) Cr.P.C., whichever is earlier. It is also provided that the petitioner shall fully cooperate in the investigation, failing which he shall not be entitled to the benefit of this order.

**Order Date :-** 11.12.2023

Himanshu