

W.P. No. 572 (M/B) of 2003

Hon' ble P.C. Verma, A.C.J.

Hon'ble M.M. Ghildival J.

Heard Sir Navneet Kaushik,
learned counsel for the petitioner and
learned G.A.

This writ petition has been
filed to issue a writ of certiorari to
quash the F.I.R. in case crime no. 194
of 2003 under section 392, I.P.C.,
P.S. Jwalapur, Distt. Haridwar. In the
alternative, the petitioner has prayed
for stay of his arrest. Though the
petitioner has not been named in the
F.I.R\$, but his name has come up
during investigation. Therefore, the
house of the petitioner was raided and
Fard Baramadagi was prepared, on
which the brother of the petitioner,
though he was present, did not sign.
Since during investigation, the
petitioner is found to be prima facie
guilty of offence in view of the
statement of co-accused, therefore, we
are not inclined to entertain the
petition.

The petition is dismissed
accordingly. However, in case he
moves bail, the same shall be disposed
of expeditiously. However, in case he
moves bail the same shall be disposed of
expeditiously by the concerned
Sessions Judge/Magistrate.

(P.C. Verma. A.C.J.) (M.M. Ghildival J.)

Dt. 30.6.2003