

WPCRL No. 517 of 2011

with

CLMA No. 6368 of 2011

Hon'ble Prafulla C. Pant, J.

Shri Suyash Pant, Advocate, present for the petitioner.

Shri P.S.Bohara, Brief Holder, present for the State.

Shri Ganesh Kandpal, Advocate, present for the respondent no.3.

Heard.

By means of this petition moved under Article 226 of Constitution of India, the petitioner has sought quashing of the First Information Report dated 02.04.2011, registered as F.I.R.No. 15 of 201/Crime No. 131 of 2011, relating to offences punishable under section 147, 148, 149, 427, 323, 436, 452 and 295 I.P.C., P.S Kharkhari, District Hardwar.

Learned counsel for the petitioner submitted that the property dispute is pending between the Niranjai Akhara and ISKCON. It is pleaded that due to the enmity, the petitioner has been implicated in the criminal case.

However, on going through the contents of the First Information Report which discloses that injuries were suffered by as many as four person, this court is not inclined to interfere with the investigation of the case.

Therefore, the petition is dismissed summarily with the observation that if the petitioner Swami Punyanand Giri Maharaj, surrenders before the court concerned, his bail application shall be heard and disposed of without unreasonable delay. (Stay Application No. 6368 of 2011 stands dismissed).

(P.C.P., J.)

30.06-2011

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