

Chief Justice's Court

Case :- CRIMINAL MISC. WRIT PETITION No. - 13881 of 2017

Petitioner :- Smt. Rita Devi And 4 Ors.

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

Counsel for Petitioner :- Virendra Singh

Counsel for Respondent :- G.A.

Hon'ble Dilip B. Bhosale,Chief Justice

Hon'ble Suneet Kumar,J.

Heard learned counsel for the petitioners and Mr. S.A. Murtaza, learned AGA for the respondents-State.

The writ petition seeks quashing of the First Information Report dated 16.06.2017 bearing Case Crime No. 116 of 2017 under Sections 498A, 323, 504, 506, 354B, 377, 376, 511 I.P.C. & 3/4 of D.P. Act, Police Station Mahila Thana, District Varanasi. This Court vide order dated 20.07.2017 had directed not to take any coercive action against the petitioners, however, no order of stay of the investigation was granted. This order is operating since July, 2017. We are informed that investigation is in progress.

In view thereof, by consent, we dispose of the petition with direction to the Investigating Officer not to take any coercive action against the petitioners during pendency of investigation and till submission of charge sheet/final report, without prior permission of the concerned court.

Order Date :- 31.5.2018

S.Prakash

(Suneet Kumar,J) (Dilip B Bhosale,CJ)