

**Court No. - 32**

**Case :- CRIMINAL MISC. WRIT PETITION  
No. - 7469 of 2020**

**Petitioner :- Ramchandra Kushwaha**

**Respondent :- State Of U.P. And 5 Others**

**Counsel for Petitioner :- Gaurav Pandey, Rakesh  
Dubey**

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

**Hon'ble Shashi Kant Gupta, J.**

**Hon'ble Mrs. Manju Rani Chauhan, J.**

Heard learned counsel for parties and perused the record.

The present writ petition has been filed for the following relief:

***" Issue a writ, order or direction in the nature of mandamus directing the S.S.P. Prayagraj to supervise the case crime no. 191 of 2020 u/s 323, 506, 308, 376-D, 511 and 3/4 POCSO Act at P.S. Meja District Prayagraj and further be pleased to direct the investigating officer to brought the victim before the judicial magistrate for recording her statement u/s 164 Cr.P.C."***

At the very outset, learned A.G.A. submitted that in the present matter the charge sheet has already been submitted by the police, the present writ petition is not maintainable before this court and the same is liable to be dismissed outrightly. The submission so made by the learned A.G.A. has not been rebutted by the learned counsel for

the petitioner.

In view of the above, we do not see any justification to make any interference in the matter at this stage under Article 226 of the Constitution of India.

The writ petition is, accordingly, dismissed.

**Order Date :- 31.7.2020**  
**MLK**