

**IN THE HIGH COURT OF UTTARAKHAND**

**AT NAINITAL**

**27<sup>TH</sup> MAY, 2022**

**THE HON'BLE SRI JUSTICE ALOK KUMAR VERMA**

**CRIMINAL WRIT PETITION NO.1039 of 2022**

Between:

Pradeep Kumar and three Others ...Petitioners

and

State of Uttarakhand and Others. ...Respondents.

Counsel for the Petitioners : Mr. Shariq Khurshid, learned counsel holding brief of Mr. Gaurav Singh, learned counsel.

Counsel for the State/ Respondent nos. 1 & 2 : Mr. V.S. Rathore, learned AGA for the State.

**Hon'ble Alok Kumar Verma, J.**

This Criminal Writ Petition has been filed under Article 226 of the Constitution of India to issue a writ of certiorari to quash the impugned First Information Report No.371 of 2022, registered with Police Station Laksar, District Haridwar, for the offence under Sections 324 and 506 of IPC.

2. Heard Mr. Shariq Khurshid, learned counsel holding brief of Mr. Gaurav Singh, learned counsel for the petitioners and Mr. V.S. Rathore, learned AGA for the State.

3. During the arguments, the learned counsel appearing for the petitioners submitted that this writ petition may be disposed of with a direction to the concerned Station House Officer, Police Station Laksar, District Haridwar, the respondent no.2, and the Investigating Officer to follow the judgment of the Hon'ble Supreme Court, passed in '**Arnesh Kumar vs. State of Bihar and Another**', (2014) 8 SCC 273, before proceed to arrest the petitioners.

4. The learned counsel for the State has no objection on the above submission of the learned counsel for the petitioners.

5. In view of the above, this Criminal Writ Petition No.1039 of 2022 is disposed of with a direction to the Station House Officer, Police Station Laksar, District Haridwar, the respondent no.2 and the Investigating Officer to follow the guidelines formulated by the Hon'ble Supreme Court in '**Arnesh Kumar vs. State of Bihar and Another**', (2014) 8 SCC 273.

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**ALOK KUMAR VERMA, J.**

Dt: 27.05.2022

Pant/