

SL. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
			<p>WPCRL No. 186 of 2023</p> <p><u>Hon'ble Sharad Kumar Sharma, J.</u></p> <p>Ms. Divya Jain, learned counsel for the petitioners.</p> <p>Mr. Lalit Miglani, learned A.G.A. for the State.</p> <p>It is not in controversy that the petitioners have already put a challenge to the FIR No.140 of 2022 dated 25.06.2022, wherein he has been roped up for his alleged involvement in commission of the offences under Sections 2/3 of the U.P. Gangsters Act and Anti-Social Activities (Prevention) Act, 1986, said FIR is already a subject matter in a Writ Petition No.1322 of 2022 in which there operates an interim order dated 08.07.2022.</p> <p>The instant Writ Petition has been filed under an apprehension that in pursuance to the registration of FIR No. 140 of 2022 dated 25.06.2022, their accounts may be freezed, which according to the petitioner himself, are the accounts, which already stand</p>

		<p>freezed in pursuance to the proceedings drawn by way of an FIR No. 43 of 2017.</p> <p>The argument of learned counsel for the petitioner is that there cannot be a double freezing of an account once the account has already been freezed in the earlier instituted FIR. Be that as it may. Once the issue pertaining to the FIR No. 140 of 2022 is already a subject matter of challenge at the behest of petitioner in the Writ Petition No.1322 of 2022. It would be apt that the petitioner may file an appropriate application in already pending writ petition.</p> <p>A writ petition under Article 226 of the Constitution of India, as against the concocted non-existing order or under an apprehension of freezing of an account cannot be filed before this Writ Court. It would be open to the petitioner to file an appropriate application in the pending writ petition, if any act of freezing of an account is taken by the respondent.</p> <p>For the reasons assigned above, the writ petition is disposed of.</p> <p>(Sharad Kumar Sharma, J.) Vacation Judge 31.01.2023</p>
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