

**(1998) 12 AHC CK 0084**

**Allahabad High Court**

**Case No:** Criminal M.W.P. No. 11189 of 1995

Rajesh Kumar Singh and Others

APPELLANT

Vs

Superintendent of Police and  
Others

RESPONDENT

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**Date of Decision:** Dec. 2, 1998

**Citation:** (1999) 3 ACR 2773

**Hon'ble Judges:** R.K. Singh, J; B.K. Roy, J

**Bench:** Division Bench

**Final Decision:** Dismissed

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### **Judgement**

B.K. Roy and R.K. Singh, JJ.

The prayer of the Petitioner is to quash the first information report as contained in Annexure-II to the writ petition.

2. Sri Y.S. Saxena, learned Counsel appearing in support of the writ Petitioner contended that the first information report is really a counter blast to the earlier first information report lodged by the Petitioner. Besides, the facts and circumstances pointed out in the writ petition, have not been dubbed to be incorrect in the counter-affidavit filed by the Respondents and accordingly the relief prayed for be granted.

3. By now it is well-settled by a catena of decisions of the Supreme Court that this Court cannot examine the correctness of the allegations made in the first information report. A perusal of the first information report prima facie shows commission of offence by the Petitioner.

4. For the reasons aforementioned this writ petition is dismissed.

5. The office is directed to handover a copy of this order within one week to Sri Sudhir Mehrotra, learned A.G.A. for its communication to the authority concerned.