



2026:AHC:62525-DB

HIGH COURT OF JUDICATURE AT ALLAHABAD

WRIT - C No. - 5646 of 2026

Tarik Khan

.....Petitioner(s)

Versus

State Of U.P. And 2 Others

.....Respondent(s)

Counsel for Petitioner(s) : Rajesh Kumar Gautam

Counsel for Respondent(s) : C.S.C., Satyam Mishra, Sunil Kumar
Tiwari

Court No. - 40

**HON'BLE SARAL SRIVASTAVA, J.
HON'BLE GARIMA PRASHAD, J.**

1. Personal affidavits of the respondent No.2-District Magistrate, Bareilly and the respondent No.3-Senior Superintendent of Police, Bareilly filed today in the Court, are taken on record.

2. Heard learned counsel for the petitioner and Sri Anoop Trivedi, learned Additional Advocate General assisted by Sri Sameer Shankar, learned Additional Government Advocate-I and Sri Anubhav Chandra, learned Standing Counsel for the respondents.

3. In compliance of the order passed by this Court dated 23.03.2026, the District Magistrate, Bareilly and the Senior Superintendent of Police, Bareilly are present before the Court, who have been duly identified by Sri Anubhav Chandra, learned Standing Counsel.

4. We have perused the affidavits filed by the respondents No.2 and 3, and we are satisfied with the averments made in the said affidavits.

5. Sri Anoop Trivedi, learned Additional Advocate General, on instructions, submits that the Challan dated 16.01.2026 issued by concerned Station House Officer shall be withdrawn forthwith.

6. Further, we find from the averments made in the affidavits dated 23.03.2026 filed by the respondents No.2 and 3 that under the garb of protection sought by this Court, the petitioner is misusing the same and at least 52-62 persons are offering *Namaz* at the property of the petitioner

everyday.

7. In the light of the aforesaid averments, Sri Anoop Trivedi, learned Additional Advocate General submits that the petitioner is collecting huge number of persons everyday for offering *Namaz*, and in this regard, he has placed the photographs of the property of the petitioner enclosed with the affidavits. He submits that in case such practice is allowed to be continued, that would be detrimental to the peace and tranquility of the area and under the garb of the personal protection, this cannot be permitted, and since the State Authorities are under obligation to maintain the law and order situation, therefore, if there is any possibility of disturbance of law and order, the State Authorities have no option but to take action.

8. In response to the aforesaid averments, Sri Rajesh Kumar Gautam, learned counsel for the petitioner states that the petitioner undertakes that he will not collect a large number of persons for offering *Namaz* over the property which is subject matter of present petition.

9. Accordingly, we hope and trust that the petitioner shall abide by the undertaking given by him. In case the petitioner violates the aforesaid undertaking and collects in large number to offer *Namaz* at the property which is subject matter in the present writ petition, and if there is threat to peace and tranquility in the area, the respondents authorities are at liberty to act in accordance with law.

10. We further direct the State Authorities to immediately withdraw the challan issued against the petitioner and other persons.

11. The contempt notices issued are also discharged.

12. Learned counsel for the petitioner submits that Haseen Khan whom the security has been provided by order of this Court does not require any security and the State Authorities may be directed to withdraw the same.

13. Accordingly, we direct the State Authorities to withdraw the security provided to Haseen Khan.

14. With the aforesaid observations, the writ petition is **disposed off**.

March 25, 2026
SS

(Garima Prashad,J.) (Saral Srivastava,J.)