

Case :- CRIMINAL MISC. WRIT PETITION No. - 4245 of 2020

Petitioner :- Afzal Quraishi And 3 Others

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Rajeev Sawhney

Counsel for Respondent :- G.A.

Hon'ble Manoj Misra,J.

Hon'ble Deepak Verma,J.

Heard learned counsel for the petitioners; Sri Deepak Misra, the learned A.G.A. for the respondents 1, 2 and 3; and perused the record.

The instant petition seeks quashing of the first information report dated 20.12.2019 registered as Case Crime No. 440 of 2019 at P.S. Nahtaur, District- Bijnor, under Sections 147, 148, 149, 307, 332, 333, 353, 504, 506, 153-A, 427 I.P.C. and section 7 Criminal Law Amendment Act.

The allegation against the petitioners in the impugned first information report is in respect of inciting a violent mob protesting against CAA.

The petitioners are named in the first information report.

The contention of the learned counsel for the petitioners is that the petitioners have been falsely implicated; they are News Journalists; and they were covering the incident; and just because they had put queries to the police officials, they have been falsely implicated.

Be that as it may, as correctness of the allegation is to be tested on the basis of material collected during the course of investigation and the evidence led in trial, the prayer of the petitioners to quash the first information report cannot be accepted.

The petition is **dismissed** without prejudice to the right of the petitioners to apply for bail or anticipatory bail, as may be advised.

Order Date :- 6.3.2020

Sunil Kr Tiwari