



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 3566 of 2026

Vatsal Rishabh Pandey

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s)	:	Dheeraj Kumar Singh
Counsel for Opposite Party(s)	:	G.A., Mani Shanker Pandey

Court No. - 74

HON'BLE SANJAY KUMAR PACHORI, J.

Sri Dheeraj Kumar Singh, learned counsel for the applicant and Sri Manoj Kumar Singh, learned A.G.A. for the State are present.

The present application under Section 528 of Bharatiya Nagarik Suraksha Sanhita has been filed to quash the entire proceedings of Case No. 771 of 2025, arising out of Case Crime No. 229 of 2025, under Sections 108, 351(2) of B.N.S. Police Station Karchhana, District Prayagraj as well as cognizance/summoning order dated 28.10.2025, pending in the Court of Additional Chief Judicial Magistrate, Court No. 8, Prayagraj.

Learned counsel for the applicant submit that the first information report dated 30.07.2025 with regard to incident dated 29.07.2025 has been lodged on the basis of false and frivolous allegations with ulterior motive and only to harass the present applicant. As per allegations of the F.I.R. role of hatching conspiracy alleged to have been assigned against the applicant. As per medical evidence cause of death is fire arm injury which was sustained by the deceased himself. It is further submitted that there is no pre summoning evidence with regard to the offence as alleged against the applicant.

Prima facie, matter requires consideration.

Notice on behalf of respondent no. 1 has been accepted by learned A.G.A.

Issue notice to respondent no. 2 through C.J.M. concerned, returnable at an early date.

Learned A.G.A. as well as respondent no. 2 may file their counter affidavits within three weeks.

Rejoinder affidavit may thereafter be filed within one week.

List this case after eight weeks.

Until further orders, further proceedings of aforesaid case shall remain stayed against the applicant.

February 20, 2026
Vikram

(Sanjay Kumar Pachori,J.)