



HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. WRIT PETITION No. - 4340 of 2026

Rahul Yadav

.....Petitioner(s)

Versus

State Of U.P. And 2 Others

.....Respondent(s)

Counsel for Petitioner(s)	:	Mayank Yadav, Mohit Singh
Counsel for Respondent(s)	:	G.A.

Court No. - 49

HON'BLE RAJEEV MISRA, J.

HON'BLE LAKSHMI KANT SHUKLA, J.

Order on the Impleadment Application.

1. Heard Mr. Mohit Singh, the learned counsel for petitioner and the learned A.G.A. representing State/respondents 1, 2 & 3.

2. Perused the record.

3. Learned counsel for petitioner has filed an impleadment application today for impleading the first informant, Sarita Malik, Station Officer, Police Station Crossings Republic, Nagar Zone, Crossings Republic, Gramin (Commissionerate Ghaziabad) U.P. as a party respondent in present writ petition.

4. Learned counsel for petitioner in support of present impleadment application submits that first informant i.e. proposed respondent-4 is a necessary and proper party. According to the learned counsel for petitioner in a writ petition challenging an F.I.R., the first informant is a necessary and property party. In the absence of first informant (i.e. proposed respondent-4) in a writ petition challenging an F.I.R., the writ petition itself shall be bad for non-joinder of necessary and property parties. It is thus urged by the learned counsel for petitioner that in view of above, present impleadment application is liable to be allowed by this Court.

5. Per contra the learned A.G.A. representing State/respondents 1, 2 and 3

does not oppose the impleadment application. According to the learned A.G.A., impleadment prayed for by petitioner is not only bonafide but also essential. As such, he cannot have any objection in case the present impleadment application is allowed by this Court.

6. Having heard the learned counsel for petitioner, the learned A.G.A. representing State/respondents 1, 2 & 3 and upon perusal of the affidavit filed in support of present impleadment application, we find that impleadment prayed for petitioner is not only bonafide but also essential. The proposed respondent-4/first informant is a necessary and proper party in present writ petition. In view of above, the present impleadment application is liable to be allowed.

7. Accordingly, it is allowed.

8. Let necessary amendment be carried out by the learned counsel for petitioner in the cause title of the writ petition as well as the stay application during course of the day.

9. Office shall allot a regular number to aforementioned impleadment application.

10. Matter shall re-appear for admission as fresh on 14.05.2026.

(Lakshmi Kant Shukla,J.) (Rajeev Misra,J.)

May 11, 2026
YK