



**HIGH COURT OF JUDICATURE AT ALLAHABAD**

**CRIMINAL MISC. WRIT PETITION No. - 4801 of 2026**

Arun *alias* Arun Kumar

.....Petitioner(s)

Versus

State of U.P. and others

.....Respondent(s)

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Counsel for Petitioner(s) : Lokendra Singh, Tarun Jha  
Counsel for Respondent(s) : G.A.

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**Court No. - 47**

**HON'BLE J.J. MUNIR, J.  
HON'BLE ACHAL SACHDEV, J.**

**(Order on the memo of Writ Petition)**

A perusal of the statement of the prosecutrix recorded under Section 183 of the Bharatiya Nagarik Suraksha Sanhita, 2023 ('BNSS' for short) shows that she went along with the petitioner of her freewill. It is said that she was in company of the petitioner and stayed with him for a month. It is specifically mentioned in the prosecutrix's statement under Section 183 BNSS that the parties did not have any carnal relations.

In the circumstances, a *prima facie* case is made out.

Admit.

Notice on behalf of respondent nos. 1 to 3 is accepted by Mr. Deepak Mishra, learned Additional Government Advocate-I. He is granted two weeks' time to file a counter affidavit.

Issue notice to respondent no. 4, returnable on 22.04.2026.

Steps for the purpose shall be taken by R.P.A.D. within four working days next.

Adjourned to **22.04.2026**.

To be taken up in the cause list of the day for **orders**, along with a report regarding service and the postal track attached. The office shall also put in a report regarding status of affidavits.

**(Order on Criminal Misc. Application No. 1 of 2026)**

Issue notice.

Until further orders of this Court, the petitioner, **Arun alias Arun Kumar** shall not be arrested in Case Crime No. 6 of 2026, under Section 137(2) of the Bharatiya Nyaya Sanhita, 2023, Police Station Kadaura, District Jalaun.

The Registrar (Compliance) is directed to communicate this order to the Superintendent of Police, Jalaun and the Station House Officer, Police Station Kadaura, Jalaun, both through the learned Chief Judicial Magistrate, Jalaun **within 48 hours next**.

**(Achal Sachdev,J.) (J.J. Munir,J.)**

**April 6, 2026**

I. Batabyal/Zafar