



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 40907 of 2025

Shri Bhagwan

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s)	: Chandan Sharma, Shubham Tripathi
Counsel for Opposite Party(s)	: Firoz Haider, G.A.

Court No. - 75

HON'BLE SAURABH SRIVASTAVA, J.

1. Today counter affidavit whatsoever has been preferred at the behest of Superintendent of Police, Auraiya as well as concerned Investigating Officer by Sri Mahesh Chandra Chaturvedi, learned Additional Advocate General, State of U.P. assisted by Sri Sanjay Singh, learned AGA after serving copy of the same upon learned counsel for the applicant.
2. After perusal of the affidavits, one thing is crystal clear that nothing has been brought on record in shape of compliance of the detailed order passed by co-ordinate Bench of this Court on dated 17.11.2025 which is substantiating the arguments so raised by learned counsel for the applicant for seeking quashing of the entire proceeding which includes charge sheet along with summoning order also.
3. On the request of Sri Mahesh Chandra Chaturvedi, learned Senior Counsel who is also having responsibility of learned Additional Advocate General, State of U.P. for filing fresh counter-affidavit which may disclose the steps taken up in pursuance to the letter dated 3.3.2026 issued by Superintendent of Police, Auraiya, put up **as fresh on 24.3.2026**.
4. The compliance on part of Superintendent of Police, Auraiya seems to be justified and as such personal appearance of Superintendent of Police, Auraiya is hereby **exempted** but at the same time concerned Investigating Officer who received letter dated 3.3.2026 is directed to remain present on the next date.

5. Although, Sri Ravindra Kumar Shashi, District Social Welfare Officer, Auraiya is also directed to prefer specific counter affidavit on the issue of sanction, if accorded by the competent authority of the Department.
6. Sri Kartikey Saran, learned Additional Advocate General is hereby requested to get the counter-affidavit prepared at the behest of District Social Welfare Officer by concerned competent AGA and the same may be vetted by him before filing the same. He is also requested to assist the Court on the next date on behalf of District Social Welfare Officer.
7. All the affidavits preferred today are hereby returned to the respective AGAs.
8. Interim order, granted earlier, to continue till the next date of listing.

(Saurabh Srivastava,J.)

March 9, 2026
Shaswat