

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL No(s). 1168 OF 2017  
(Arising out of SLP(CrI.) No. 7747 of 2011)

AYAN (INFANT) THROUGH MOTHER KHURSHIDA & ORS.

Appellant(s)

VERSUS

THE STATE OF UTTAR PRADESH & ORS.

Respondent(s)

O R D E R

Leave granted.

Heard learned counsel for the parties.

Appellant has not filed any FIR with the concerned police station. No one has lodged any complaint also in the concerned District to any competent authority. Learned counsel has attracted our attention towards the letter addressed to Delhi Police whereas the offence of murder allegedly has taken place in the State of U.P. at Loni. The letter written to SHO Police station at Delhi cannot be said to be the form of complaint also. He only sought the information whether any case has been registered by the police with respect to murder of his son. As the offence has not taken place in Delhi the letter was of no avail. Another

communication is in the form of the notice dated 14.03.2009 to the Chief Secretary, Government of NCT, Delhi and to the Secretary, Ministry of Home Affairs, New Delhi and to the Chief Secretary, Secretariat, State of U.P. and the Director General of Police, State of U.P.

In the facts and circumstances of the case, let now notice be treated as complaint and its copy be forwarded to the concerned police station by the respondent-State for due and proper inquiry. The inquiry and the investigation be held as expeditiously as possible. It is assured by the learned counsel for the state that offence will be registered and shall be enquired into by the concerned police station.

The appeal is allowed to the aforesaid extent.

.....J.  
(ARUN MISHRA)

.....J.  
(AMITAVA ROY)

NEW DELHI;  
JULY 14, 2017

ITEM NO.54

COURT NO.11

SECTION II

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No(s). 7747/2011

(Arising out of impugned final judgment and order dated 08-10-2010 in CRMWP No. 19023/2010 passed by the High Court Of Judicature At Allahabad)

AYAN (INFANT) TH:MOTHER KHURSHIDA & ORS. Petitioner(s)

VERSUS

THE STATE OF UTTAR PRADESH & ORS. Respondent(s)

Date : 14-07-2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN MISHRA  
HON'BLE MR. JUSTICE AMITAVA ROY

For Petitioner(s) Mr. Wills Mathews, Adv.  
Mr. Ginesh P., Adv.  
Mr. Rabin Majumder, AOR

For Respondent(s) Mr. Ratnakar Dash, Sr. Adv.  
Mr. Ardhandumauli Kumar Prasad, Adv.  
Mr. Akshat Kumar, Adv.  
Mr. Abhishth Kumar, AOR

UPON hearing the counsel the Court made the following  
O R D E R

Leave granted.

The appeal is allowed to the extent indicated in the signed order.

Pending application, if any shall stand disposed of.

(NEELAM GULATI)  
COURT MASTER (SH)

(TAPAN KUMAR CHAKRABORTY)  
BRANCH OFFICER  
(signed order is placed on the file)

