

Court No. - 10

Case :- CRIMINAL MISC. WRIT PETITION No. - 1793 of 2025

Petitioner :- Arvind Yadav And Another

Respondent :- State Of U.P. Thru. Secy. Home Civil Sectt. Lko And Others

Counsel for Petitioner :- Mohd. Anas Khan, Amardeep Yadav, Vaibhav Singh

Counsel for Respondent :- G.A.

Hon'ble Vivek Chaudhary, J.

Hon'ble Brij Raj Singh, J.

1. Heard.

2. The petitioners have approached this court seeking issuance of a writ in the nature of certiorari for quashing of the First Information Report dated 30.01.2025 bearing Case Crime/ FIR No.40 of 2025 under Sections 64, 74, 115(2), 316(2), 324(4), 333, 351(3), 352 of the BNS, 2023 and Section 66D of IT Act, 2008, Police Station Vibhuti Khand, District Lucknow and with further prayer to not arrest or take coercive steps or set up an enquiry against the petitioners.

3. Learned counsel for the petitioners submits that informant/ victim namely Pooja Rawat is regularly filing false complaints/ FIRs and has lodged as many as 11 of them against large number of persons and now the 12th one is against the petitioners, the details of 11 other FIRs are given in paragraph 22 of the writ petition. It is also claimed that all the complaints lodged by the informant/ victim Pooja Rawat are through same lawyer namely Shri Parmanand Gupta. The details of complaints/ FIRs other than the present impugned FIR are as follows :-

"1. Complaint No.175 of 2025 ('X' vs. Priti Yadav and Others)

2. Complaint No.1871 of 24 ('X' vs. Kamlar Ali Warsi)
3. Complaint No.4400 of 24 ('X' vs. Ashish Soni and others)
4. Complaint No.2912 of 23 ('X' vs. Arvind Upadhyay)
5. Complaint No.852 of 23 ('X' vs. Vipin Yadav and Ors.)
6. Complaint No.160 of 23 ('X' vs. Vipin Yadav and others.)
7. Complaint No.780 of 20 ('X' vs. Dayashankar Srivastava)
8. Complaint No.1154 of 24 ('X' vs. Ram Lakhan and Others)
9. Complaint No.1460 of 24 ('X' vs. Ram Lakhan and Others)
10. Complaint No.6071 of 24 ('X' vs. Arvin and another)
11. FIR No.0197 dated 10.05.2023 ('X' vs. Vipin Yadav and other)"

4. It is also apparent that the informant and her counsel are in collusion with each other and have lodged false FIRs against large number of people for serious offence only to extract money from them. The present FIR is also such an FIR lodged to create pressure.

5. On instructions learned AGA states that such complaint cases were being lodged under difference offence and the present FIR thereafter is also in continuation with the same. Similarly, her counsel Parmanand Gupta has also filed large number of criminal cases and FIRs against different persons, details of which are as follows :-

"1) Cri. Mis. Case No. 99326/24 (Parmanand Gupta Advocate vs. Subham Srivastava)

2) Cri. Mis. Case No. 92617/24 (Parmanand Gupta Advocate vs. Beena Gupta)

3) Cri. Mis. Case No.112872 of 2024 (Parmanand Gupta Advocate vs. Karmran Ali and another)

- 4) Cri Mis. Case No. of 2024 (Parmanand Gupta Advocate vs. Anju Gautam)
- 5) Cri. Mis. Case No. 92614/24 (Parmanand Gupta Advocate vs. Daya Shankar Yadav and others)
- 6) Cri. Mis. Case No. 3171 of 2021 (Parmanand Gupta vs. Santosh Singh)
- 7) Cri. Mis. Case No. 1418 of 2021 (Parmanand Gupta vs. Dhannjay Pandey and others)
- 8) Cri. Mis. Case No. 1302 of 2021 (Parmanand Gupta Advocate vs. Rachit Agarwal and others)
- 9) Cri. Mis. Case No. 5115 of 2020 (Parmanand Gupta Advocate vs. Jitendra Kumar and others)
- 10) Cri Mis. Case No. 6221 of 2020 (Parmanand Gupta Advocate vs. R.P. Singh and others)
- 11) Cri. Mis. Case No. 5112 of 2020 (Parmanand Gupta Advocate vs. Jitendra Kumar Yadav and others)
- 12) Cri. Mis. Case No. 5112 of 2020 (Parmanand Gupta vs. Rama Shankar Yadav)
- 13) Cri. Mis. Case No. 2546/2019 (Parmanand Gupta Advocate vs. Kushal Kumar Tiwari and others)
- 14) FIR No. 0411 dated 17.05.2017 (Parmanand Gupta Advocate vs. Ram Shankar and others)
- 15) FIR No.0131 dated 25.02.2019 (Parmanand Gupta Advocate Vs. Ramu and others)
- 16) FIR No.0340 dated 23.09.2020 (Parmanand Gupta Advocate Vs. Anil Kumar another Others)
- 17) FIR No.0309 dated 22.9.2021 (Parmanand Gupta Advocate Vs. Rehan Sidhdhiki and others)
- 18) FIR No.0369 dated 19.06.2023 (Parmanand Gupta Advocate Vs. Rajnish Gupta and others)"

6. Considering the seriousness of the allegations with regard to

the lodging of large number of criminal complaints by the victim/ informant Pooja Rawat through her counsel Shri Parmanand Gupta against large number of persons, of similar nature, we feel it appropriate to direct the CBI to enquire into the matter and submit its report.

7. The CBI shall submit its report to this Court by 10.04.2025.

8. List on 10.04.2025.

9. The Senior Registrar of this Court shall send a copy of this order to the Head of Branch, Central Bureau of Investigation, 7 Nawal Kishore Road, Hazratganj, Lucknow for compliance.

10. In view of the above, until further orders, it is provided that petitioners shall not be arrested in the aforesaid case crime number unless and until there is sufficient and credible evidence available against them indicating the commission of offence as alleged in the F.I.R.

(Brij Raj Singh, J.) (Vivek Chaudhary, J.)

Order Date :- 5.3.2025

Arnima