



HIGH COURT OF JUDICATURE AT ALLAHABAD

WRIT - C No. - 5646 of 2026

Tarik Khan

.....Petitioner(s)

Versus

State Of U.P. And 2 Others

.....Respondent(s)

Counsel for Petitioner(s) : Rajesh Kumar Gautam

Counsel for Respondent(s) : C.S.C., Satyam Mishra, Sunil Kumar Tiwari

Court No. - 2

HON'BLE ATUL SREEDHARAN, J.

HON'BLE SIDDHARTH NANDAN, J.

1. Discharge application filed today on behalf of respondents no.2 and 3 is taken on record.

2. Pursuant to the last order passed by this Court, the prospective contemnors Mr.Avinash Singh, presently posted as District Magistrate, Bareilly and Mr.Anurg Arya presently posted as Senior Superintendent of Police, Bareilly shall be present before this Court on the next date of hearing, when this Court shall deliver the judgement.

3. Today statement of Haseen Khan, who is the owner of the house in which Namaz was being offered, is being recorded in the open Court in the presence of learned counsel for the petitioner; who has identified Haseen Khan and which identity is not disputed by counsels for the State.

उस दिन मैं नमाज अपने घर में पढ़ रहा था, मेरे परिवार वाले भी पढ़ रहे थे और उठा कर पुलिस ले गयी और चालान कर दिया, बाद में आरिफ प्रधान और मुख्तयार मुझसे मिले और मुझसे कहा गया कि अगर कोर्ट में मेरे मुताबिक नहीं बोलोगे तो तेरे घर में बुलडोजर चल जाएगा, उसके बाद आरिफ प्रधान और कुछ शख्स ने मुझे गाँव के बाहर लेजाकर छोड़ा गया और पुलिस वालों ने मुझे चारों ओर से घेरकर मुझसे एक लिखित कागजात पर अंगूठा लगवाया लिया गया जिस पर कुछ लिखा हुआ था मैं पढ़ नहीं सका क्योंकि मैं अनपढ़ हूँ।

4. On a pointed query to the learned Additional Advocate General, Sri Anoop Trivedi as to whether permission was sought for carrying out Namaz in private property of Haseen Khan on 16.01.2026; he has specifically relied upon the Challan and read out that the permission was actually sought from all the persons present in the house including that of the owner.

5. List this case on 23.03.2026 for final orders at 2.00 p.m.

6. Both the contemnors shall remain present in person before this Court on the next date of hearing failing which this Court shall secure the

presence through non-bailable warrant.

7. Hassen Khan has appeared before this Court and stated that his family and property may be protected. This Court directs that two armed guards 24/7 shall protect Haseen Khan till this Court decides otherwise. The said guards shall accompany him wherever he goes. Any incident of violence that afflicts Hassen Khan's person or his property shall be prima facie understood to have at the instance of the State, which of course is open to rebuttal.

8. A copy of this order shall be provided to the Advocate General office for communication to the authorities concerned to ensure that protection to Shri Naseem Khan commences from today itself.

(Siddharth Nandan,J.) (Atul Sreedharan,J.)

March 11, 2026

piyush