



HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. WRIT PETITION No. - 22666 of 2026

Gaurav Bharti @ Gaurav Kumar

.....Petitioner(s)

Versus

State Of U.P. And 3 Other

.....Respondent(s)

Counsel for Petitioner(s)	:	Ankur Azad, Saumitra Anand, Shashank Tiwari, Shashwat Anand, Shrey
Counsel for Respondent(s)	:	G.A.

Court No. - 45

**HON'BLE SALIL KUMAR RAI, J.
HON'BLE PADAM NARAIN MISHRA, J.**

1. Heard the counsel for the petitioner and the Additional Government Advocate for the respondent nos. 1 to 3.
2. The present writ petition has been filed challenging the FIR dated 19.08.2026, registered as Case Crime No. 0246 of 2026, under Sections 352 and 353 of the Bharatiya Nyaya Sanhita, 2023 and Section 66 of the Information Technology Act, 2000, Police Station- Nawabganj, District Fatehgarh.
3. The allegation against the petitioner is that he had illegally prepared a video of the institution and had misrepresented the condition of the institution.
4. The counsel for the petitioner argues that the recitals in the First Information Report are false and in any case, the petitioner cannot be prosecuted for the allegations made in the FIR in the light of order dated 08.09.2026 passed by a Division Bench judgement of this Court in Criminal Misc. Writ Petition No. 8913/2026.
5. The matter requires consideration.
6. Learned AGA has already accepted notice on behalf of respondent nos. 1 to 3.
7. Issue notice to the respondent no. 4 returnable at an early date.

8. Steps be taken within a week.

9. All the respondents are granted eight weeks' time to file counter affidavit. The petitioner will have four weeks' thereafter to file rejoinder affidavit, if any.

10. List after expiry of the aforesaid period.

11. Meanwhile, the petitioner shall not be arrested in pursuance of the First Information Report dated 19.08.2026, registered as Case Crime No. 0246 of 2026, under Sections 352 and 353 of the Bharatiya Nyaya Sanhita, 2023 and Section 66 of the Information Technology Act, 2000, Police Station- Nawabganj, District Fatehgarh.

(Padam Narain Mishra,J.) (Salil Kumar Rai,J.)

September 28, 2026

Rama Kant