



HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. WRIT PETITION No. - 10137 of 2026

Maneesha Thakur Journalist

.....Petitioner(s)

Versus

State Of U.P. And 3 Others

.....Respondent(s)

Counsel for Petitioner(s)	:	Brahma Kumar Tiwari
Counsel for Respondent(s)	:	G.A.

Court No. - 49

HON'BLE RAJEEV MISRA, J.

HON'BLE PADAM NARAIN MISHRA, J.

1. Heard Mr. Brahma Kumar Tiwari, the learned counsel for petitioner and the learned A.G.A. for State-respondents 1, 2 & 3.

2. Perused the record.

3. Petitioner-Maneesha Thakur Journalist has approached this Court by means of present criminal misc. writ petition challenging the FIR dated 08.04.2026 lodged by first informant-respondent-4 Madan Gopal Sharma and registered as Case Crime No. 320 of 2026, under Sections 318(4), 319 BNS and Sections 66-C & 66-D of IT Act, Police Station-Highway, District-Mathura.

4. On the matter being taken up, the learned counsel for petitioners submits that since petitioners has registered copy rights with regard to the Logo "Aaj Tak News Bharat", therefore, it cannot be said that petitioner has violated the copy rights of another media agency. It is then contended by the learned counsel for petitioner that as per the allegations made in the FIR, no offence under any of the charging Sections can be said to be made out.

5. Thus placing reliance upon the judgment of Supreme Court in **State of Haryana Vs. Bhajan Lal, (1992) Supp. 1 SCC 335**, it is urged by the learned counsel for petitioner that the impugned FIR is liable to be quashed by this Court.

6. Per contra, the learned A.G.A. for State-respondents 1, 2 & 3 has vehemently opposed the present writ petition. Learned A.G.A. submits that since upon perusal of impugned FIR, commission of a cognizable offence is clearly disclosed, therefore, no interference is warranted by this Court in present writ petition. At this stage, only a prima-facie case is to be seen. As such, no interference is warranted by this Court in present writ petition. However, the learned A.G.A. could not dislodge the factual and legal submissions urged by the learned counsel for petitioner in support of this writ petition with reference to the record at this stage.

7. Be that as it may, having heard the learned counsel for petitioner, the learned A.G.A. for State-respondents 1, 2 & 3, upon perusal of record and considering the rival submissions urged by counsel for the parties as noted herein above, we are of the view that matter requires consideration.

8. Notice on behalf of State-respondents 1, 2 & 3 has been accepted by the learned A.G.A.

9. Issue notice to first informant-respondent-4.

10. Steps for service upon first informant-respondent-4 shall be taken by the learned counsel for petitioners within the time period provided under the Rules of Court.

11. All the respondents may file their respective counter affidavits within 6 weeks.

12. Petitioner will have 2 weeks thereafter to file his rejoinder affidavits.

13. List this writ petition for admission before appropriate Bench on 04.08.2026.

14. Considering the facts and circumstances of the case and also the submissions urged by the learned counsel for petitioner in support of present writ petition as noted herein above, as an interim measure, it is, hereby, provided that until further orders of this Court, petitioner shall not be arrested in Case Crime No. 320 of 2026, under Sections 318(4), 319 BNS and Sections 66-C & 66-D of IT Act, Police Station-Highway, District-Mathura arising out of the impugned FIR dated 08.04.2026.

15. The matter shall not be treated as tied up or part heard to this Bench.

16. Assignment, if any, stands discharged.

May 5, 2026
Vinay

(Padam Narain Mishra,J.) (Rajeev Misra,J.)