



**HIGH COURT OF JUDICATURE AT ALLAHABAD
LUCKNOW**

APPLICATION U/S 528 BNSS No. - 673 of 2026

S. Vignesh Shishir

.....Applicant(s)

Versus

Sri Rahul Gandhi And 3 Others

.....Opposite
Party(s)

Counsel for Applicant(s)

: In Person

Counsel for Opposite Party(s)

: G.A.

Court No. - 14

HON'BLE RAJEEV SINGH, J.

1. Heard the applicant in person and Dr. V.K. Singh, learned Government Advocate as well as Sri Raj Kumar Singh, learned special counsel appearing for Government of India.

2. This application has been filed with the following prayer:-

"(i) To quash/set aside the impugned order dated 28.01.2026 passed by the learned Additional Chief Judicial Magistrate-III, Court No. 27, Lucknow in CrI. Misc. Case No. 31 of 2026 (S. Vignesh Shishir v. Sri Rahul Gandhi), whereby the learned court has wrongly been dismissed the application under Section 173(4) r/w section-175(3) of B.N.S.S., 2023 filed by the Applicant seeking direction for registration of an F.I.R. against the Opposite Party No.1 i.e Sri Rahul Gandhi (contained as Annexure No. 1 with this application);

(ii) To Direct the Police Station Kotwali, District-Raebareli Direct the Kotwali Police Station, District Rae Bareli to Register a First Information Report against the Opposite Party i.e. Sri Rahul Gandhi under Section 318, 335, 340, 236, 237, 61, 148,147,152, 238 and 241 of Bhartiya Nyaya Sanhita, 2023 (BNS); and Under Section 3,5 & 6 of the Official Secrets Act, 1923; and Under Section 12 & 13 of the Passport Act, 1967 and section 14(B), 14(C) of the Foreigners Act, 1946, within a stipulated time."

3. The applicant submits that the respondent no.1 is a citizen of United Kingdom and had incorporated a company named as M/s Backops Ltd. in

the U.K. bearing Company No. 4874597, which was registered on 21.08.2003. It is further submitted that the respondent no.1 categorically admitted and voluntarily declared his nationality as British, having Director Identification I.D.- 909187828 as per the Companies House, United Kingdom, by mentioning the address as No.2, Frognal Way, London, UK, NW3 6XE and 51 South Gate Street, Winchester, Hampshire, SO 23 9EH.

The applicant also submits that respondent no.1 had also submitted the annual returns of the Company on 10.10.2005 and 31.10.2006 showing his nationality as British. Thereafter, the said Company was dissolved by moving dissolution application dated 17.02.2009.

The applicant vehemently submits that respondent no.1, while contesting the Elections of Lok Sabha, 2004, filed an affidavit along with nomination form, thereby admitting and mentioning the ownership of M/s Backops Ltd. Company and his foreign bank account bearing no. 604664922071640796 in Barclays Bank, London Branch, U.K. He also submits that on the complaint of Dr. Subramanian Swami, a notice was issued to respondent no.1 on 29.4.2019 by Director, Citizenship, Ministry of Home Affairs, Foreigners Division, Government of India.

4. List this case on 19.03.2026 at 2:30 P.M.

5. On the next date, Sri Raj Kumar Singh, learned special counsel for Government of India shall ensure production of complete record related to the notice dated 29.04.2019 issued by Mr. B.C. Joshi, Director (Citizenship), Ministry of Home Affairs, Government of India to respondent no.1, which is annexed at page no.184 to the petition.

(Rajeev Singh,J.)

March 9, 2026

Arpan