



## **HIGH COURT OF CHHATTISGARH AT BILASPUR**

### **CRMP No. 1042 of 2026**

**1** - Mohammad Sajid Khan S/o. Late Abdul Aziz Khan Aged About 53 Years R/o. Baijnathpara, Distt.- Raipur (C.G.)

**2** - Neamat Ratima D/o. Mohammad Sajid Khan Aged About 25 Years R/o. Baijnathpara, Distt.- Raipur (C.G.)

**3** - Gulam Mohammad S/o. Mohammad Sajid Khan Aged About 23 Years R/o. Baijnathpara, Distt.- Raipur (C.G.)

**... Petitioners**

**versus**

**1** - State of Chhattisgarh Through Thana In-Charge, Mahila Thana, Raipur (C.G.)

**2** - Tanveer Begum W/o. Mohammad Sajid Khan Aged About 45 Years R/o. Beside Farishta Apartment, Landlord- Sayyed Azmat Ali Baakri, Byron Baazr, Raipur (C.G.)

**... Respondents**

(Cause-title taken from Case Information System)

### **Order Sheet**

|                   |                                                                                                  |
|-------------------|--------------------------------------------------------------------------------------------------|
|                   |                                                                                                  |
| <b>15.04.2026</b> | Heard Mr. Shivam Agrawal, learned counsel for the petitioner as well as Ms. Anusha Naik, learned |

Deputy Government Advocate, appearing for the State/respondent No.1.

Learned counsel for the petitioner submits that the impugned FIR bearing No. 24/2026 dated 17.02.2026, registered under Sections 85 and 3(5) of the B.N.S., is a clear abuse of the process of law and has been lodged with an ulterior motive as a counterblast to the earlier FIR No. 331/2024 instituted by the petitioner against Respondent No. 02. It is contended that the chronology of events unmistakably reveals that soon after the initiation of criminal proceedings against her and the pronouncement of Talaq-e-Hasan, respondent No.2, driven by personal vendetta, has falsely implicated the petitioner by concocting baseless and fabricated allegations.

It is further submitted that the allegations contained in the impugned FIR are inherently improbable, vague and devoid of any substantive material, and even if taken at their face value, fail to disclose the commission of any cognizable offence

against the petitioner. He would urge that respondent No.2 has a history of filing frivolous and vexatious complaints, as is evident from her previous litigations which have culminated in acquittal and dismissal of her claims by the competent courts. The present FIR, therefore, is a continuation of her mala fide conduct aimed at harassing the petitioner and misusing the criminal justice system.

Learned counsel thus submits that allowing the impugned FIR and the consequential proceedings to continue would result in grave injustice and unnecessary harassment to the petitioner. It is, therefore, prayed that this Court, in exercise of its inherent powers under Section 528 of the B.N.S.S., 2023, may be pleased to quash the impugned FIR and all proceedings arising therefrom, as the same are manifestly attended with mala fide and have been instituted with an ulterior motive.

Considering the fact that the dispute which arose between the parties *i.e.* petitioner/husband and

respondent No. 2/wife is matrimonial in nature, we deem it appropriate to make an effort to get the said dispute settled by way of mediation.

In view of the above, petitioner/husband shall deposit **Rs.50,000/-** with the Mediation Centre of this Court within two weeks from today and the same shall be paid to the wife/respondent No.2 on her appearance before the Mediation Centre.

Parties are directed to appear before the Mediation Centre of this Court on 27.04.2026.

Learned State counsel is directed to inform the private respondent i.e. respondent No.2 about passing of this order, so that she may appear before the Mediation Centre of this Court of the aforesaid date.

List this matter along with report of Mediation Centre on 01.05.2026.

Till the next date of listing or till submission of Police Report under Section 173(2) of the Cr.P.C. (now under Section 193(3) of the BNSS), if any, before the competent Court, whichever is earlier, the arrest of the

petitioners in pursuance of impugned F.I.R. bearing Crime No.24/2026 dated 17.02.2026 registered at Police Station Mahila Thana, District Raipur (C.G.) under Sections 85 and 3(5) of the BNS, 2023, shall remain stayed, of course subject to the restraint that the petitioners shall fully cooperate with the investigation and shall appear as and when called upon to assist in the investigation.

It is made clear that in case the aforesaid amount is not deposited, the interim protection granted above shall automatically be vacated and this petition shall stand dismissed without further reference to any Bench of this Court.

The petitioners are directed to produce the copy of the receipt before the trial Court concerned regarding payment of the said money before the Mediation Centre of this Court in pursuance of the order passed by this Court, then only this order shall be given into effect.

It is also made clear that, if any, final settlement

is arrived at between the parties, the aforesaid amount so deposited, shall be adjusted.

**Sd/-**  
**(Ravindra Kumar Agrawal)**  
**Judge**

**Sd/-**  
**(Ramesh Sinha)**  
**Chief Justice**

Anu