



## HIGH COURT OF CHHATTISGARH AT BILASPUR

### CRMP No. 3084 of 2025

**1** - Ramesh Chandra Tripathi S/o Shri Anandi Prasad Tripathi Aged About 54 Years R/o Gram Panchayat Belpan, Pura, Takhatpur, District- Mungeli (C.G.) (Accused Persons)

**2** - Mamta Tripathi W/o Ramesh Chandra Tripathi Aged About 53 Years R/o Gram Panchayat Belpan, Pura, Takhatpur, District- Mungeli (C.G.)

**3** - Deepak Tripathi S/o Ramesh Chandra Tripathi Aged About 31 Years R/o Gram Panchayat Belpan, Pura, Takhatpur, District- Mungeli (C.G.)

**4** - Jyoti Mishra W/o Shri Narendra Mishra (Wd/o Late Ashok Mishra ) Aged About 30 Years R/o Gram Panchayat Belpan, Pura, Takhatpur, District- Mungeli (C.G.)

**... Petitioners**

**versus**

**1** - State of Chhattisgarh Through Station House Officer, Police Station Katghora, Civil And Revenue District- Korba (C.G.)

**2** - Virendra Kumar Mishra S/o Late Shri S.P. Mishra Aged About 60 Years R/o Sector 6, Balko, Korba, District- Korba (C.G.) (Complainant)

**... Respondents**

(Cause-title taken from Case Information System)

**Order Sheet**

<b>10.10.2025</b>	<p>Heard Mr. Bhuvneshwar Singh Rajput, learned counsel for the petitioner. Also heard Mr. Sakib Ahmed, learned Panel Lawyer, appearing for State/respondent No.1.</p> <p>Learned counsel for the petitioners most respectfully submits that petitioner Nos. 1 and 2 are parents, petitioner No. 3 is their son, and petitioner No. 4 is their daughter. The complainant/respondent No. 2, <i>Virendra Kumar Mishra</i>, is the father-in-law of petitioner No. 4. The prosecution case rests on a complaint dated 18.10.2022, wherein the complainant, posted at the Office of the SDOP, Katghora, alleged that on 10.10.2022 the petitioners came to his office, abused him in filthy language, and threatened him over a past domestic dispute. The complaint further refers to the earlier marriage of the complainant's son with <i>Petitioner No. 4</i>, who unfortunately died in a road accident within a year of marriage.</p> <p>On the said basis, Police Station Katghora</p>



registered Crime No. 392/2022 for offences under Sections 294, 506, and 34 IPC, and later filed a charge-sheet before the learned Judicial Magistrate First Class, Katghora, who took cognizance on 17.10.2023. The case is pending for consideration of charge.

Learned counsel for the petitioners submits that the petitioners had earlier approached this Hon'ble Court in CRMP No. 1891/2022 and CRMP No. 2791/2025, both of which were withdrawn with liberty to file afresh. It is submitted that the allegations are false, exaggerated, and purely domestic in nature, lodged out of personal animosity. Even if taken at face value, they do not disclose the ingredients of the alleged offences. Continuation of the proceedings would thus amount to an abuse of the process of law. Accordingly, the petitioners pray for quashing of the FIR, charge-sheet, and consequential proceedings pending before the learned Judicial Magistrate First Class, Katghora.



On the other hand, the learned State counsel endorses the said fact that the charge-sheet has been submitted before the trial Court concerned as well as order taking cognizance has been passed by the learned Judicial Magistrate First Class, Katghora, District Korba vide order dated 17.10.2023.

In view of the above, issue notice to the respondents by ordinary process as well as speed post.

Learned State counsel appears and accepts notice on behalf of respondent No.1 therefore, issuance of notice to the State/respondent No.1, is dispensed with.

Issue notice to respondent No.2 by ordinary and speed post. Process fee be paid as per Rules.

Four weeks' time is granted to the learned counsel for the respondents to file their reply-affidavits and thereafter, two week's time is granted to the learned counsel for the petitioner to file rejoinder-affidavit.



List the matter thereafter.

Till the next date of listing, the further proceedings of Criminal Case No.2057/2023 pending before the learned Judicial Magistrate First Class, Katghora, District Korba (C.G.) insofar as relates to the petitioners, shall remain stayed.

**Sd/-**  
**(Amitendra Kishore Prasad)**  
**Judge**

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