

SL. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
	12.01.2024		<p>C-482 No.388 of 2023</p> <p><u>Hon'ble Rakesh Thapliyal, J.</u></p> <ol style="list-style-type: none"> 1. Mr. Amar Murti Shukla, learned counsel, appears for the applicants, Mr. Saurabh Pandey, learned Brief Holder appears for the State and Mr. Vipul Sharma, learned counsel, appears for respondent No. 4. 2. By the instant C-482 Application, the applicants are challenging the proceeding of Criminal Case No. 2597 of 2022 <i>State vs. Vivek Sehgal and others</i> wherein the present applicants are facing trial for the offences punishable under Section 498A of IPC and Section 3/4 of Dowry Prohibition Act, which is pending in the Court of Additional Chief Judicial Magistrate, Kotdwar, District Pauri Garhwal. 3. The allegations appear to be matrimonial in nature. 4. Applicant No. 1 married with the daughter of respondent No. 4 (complainant) in the year 2017 and for almost two years they lived together and out of this wedlock, one daughter was born, who at present lives with the wife of the applicant No. 1. 5. This Court, in the previous order dated 02.03.2023, observed that there is a possibility of settlement between the parties and that is the reason that this Court directed respondent No. 4 to ensure his presence. 6. In compliance of the order dated 02.03.2023, on 29.03.2023, applicant Nos. 3 & 4 were not present, though applicant Nos. 1 and 2 and respondent No. 4

were present.

7. This Court by order dated 29.03.2023 recalled the order dated 02.03.2023, wherein it was observed that effort for mediation be made.

8. Admittedly, this Court earlier had not stayed the proceeding, but it appears that there are all possibilities of amicable settlement and, therefore, keeping in view the entire allegations as alleged, this Court is of the view that efforts should be made for mediation in between applicant No. 1 and the daughter of respondent No. 4.

9. List this matter on 13.02.2024.

10. On that day, applicant No. 1 and Ms. Shilpi-the daughter of respondent No. 4 shall ensure their presence for the purpose of mediation / amicable settlement.

11. Till the next date of listing, further proceeding of Criminal Case No. 2597 of 2022 *State vs. Vivek Sehgal and others* wherein the present applicants are facing trial for the offences punishable under Section 498A of IPC and Section 3/4 of Dowry Prohibition Act, which is pending in the Court of Additional Chief Judicial Magistrate, Kotdwar, District Pauri Garhwal, shall remain stayed.

(Rakesh Thapliyal, J)

12.01.2024

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