

SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			<p><u>C528/899/2026</u></p> <p><u>Hon'ble Alok Mahra, J.</u></p> <p>Mr. Akshay Pradhan, learned counsel for the applicants.</p> <p>2. Ms. Pushpa Bhatt, learned Deputy A.G. along with Mr. S.C. Dumka, learned A.G.A. for the State.</p> <p>3. Present C-528 application has been filed seeking quashing of the summoning order/notice dated 10.01.2024 passed by the learned Additional Chief Judicial Magistrate, Laksar, District Haridwar in Complaint Case No. 04 of 2023, along with the entire proceedings of the aforesaid complaint case.</p> <p>4. Learned counsel for the applicants would submit that the dispute in question arises out of matrimonial discord between the parties; that, the applicant no.1 is the husband of respondent no.2; applicant no.2 is the father-in-law; applicant no.3 is the mother-in-law; and applicant nos.4 to 6 are the maternal aunt, maternal uncle and cousin brother-in-law of respondent no.2, respectively; that, due to matrimonial differences, respondent no.2 instituted proceedings under Sections 12, 17, 18, 19, 20, 21 and 22 of the Protection of Women from Domestic Violence Act, 2005, by</p>

levelling false and baseless allegations against the applicants; that, the learned trial court, without proper application of judicial mind and in a mechanical manner, proceeded to take cognizance and issue summons against the applicants.

5. Learned counsel for the applicants would further submit that the applicants have falsely been implicated in the present proceedings; that, applicant nos.4 to 6 are residing separately and have no concern whatsoever with the day-to-day matrimonial affairs or domestic life of applicant nos.1 to 3 and respondent no.2/complainant, therefore, continuation of the proceedings against them amounts to abuse of the process of law and has been initiated only with an ulterior motive to harass the applicants.

6. Having heard learned counsel for the applicants and upon consideration of the submissions advanced, this Court finds that applicant nos.4 to 6 are stated to be residing separately and appear to have no direct concern with the day-to-day affairs and matrimonial life of applicant nos.1 to 3 and, further proceedings against applicant nos.4 to 6 deserve to be stayed at this stage.

7. Issue notice to respondent no.2, returnable at an early date.

8. Steps shall be taken within one week.

9. List the matter after receipt of the service report.

10. Considering the submissions advanced by learned counsel for the applicants, it is directed that, till the next date of listing, further proceedings of Complaint Case No.04 of 2023 pending before the court of learned Additional Chief Judicial Magistrate, Laksar, District Haridwar shall remain stayed *qua* applicant nos.4 to 6 only. However, it is made clear that proceedings of the aforesaid complaint case shall continue in respect of applicant nos.1 to 3.

(Alok Mahra, J.)
07.05.2026

Mamta