

Court No. - 75

Case :- APPLICATION U/S 482 No. - 2648 of 2025

Applicant :- Shamshu Tamrej And Another

Opposite Party :- State of U.P. and Another

Counsel for Applicant :- Amit Rai, Gaurav Singh

Counsel for Opposite Party :- G.A.

Hon'ble Arun Kumar Singh Deshwal, J.

1. Heard Sri Anand Kumar Singh holding brief of Shri Amit Raj, learned counsel for the applicants as well as Mohd. Shoeb Khand, learned A.G.A. for the State and perused the record.

2. The present application has been filed to quash the charge sheet dated 09.10.2024, cognizance/summoning order dated 04.12.2024, and entire proceedings of Case No. 23744/2024, Case Crime No. 200/2024, under Sections 498-A, 323, 506 I.P.C. and 3/4 D.P. Act, P.S. Mahila Thana, District Muzaffar Nagar.

3. It is submitted by learned counsel for the applicants that the present matter relates to matrimonial dispute, which may be amicably settled by way of mediation and conciliation. Learned counsel for the applicants states that there is every possibility of mediation in the present case, therefore, the matter may be referred to the Mediation and Conciliation Centre of this Court.

4. Issue notice to opposite party no.2.

5. Considering the nature of the case, the present matter is referred to the Mediation and Conciliation Centre, High Court Allahabad, subject to the condition that the applicants will deposit a sum of Rs. 25,000/- within two weeks from today with the Mediation Centre out of which Rs. 20,000/- shall be paid to opposite party no.2 on her appearance before the Mediation Centre on a date to be fixed by the mediation center. Balance Rs.5,000/- shall be retained by the mediation center towards its expenses.

6. It is also directed that while depositing the amount before the Mediation Centre, learned counsel for the applicants shall also file memo of parties as mentioned in the present case along with WhatsApp Number as well as Email-Id of the private

respondent(s), if available.

7. After depositing the aforesaid amount within aforementioned time, notices shall be issued to the parties fixing some date for mediation and the Mediation Centre shall make all possible efforts to conclude the mediation and conciliation proceedings expeditiously, preferably within a period of two months.

8. List in the week commencing 04.08.2025 along with the report of Mediation Centre.

9. It is further provided, if applicants file receipt of deposit of the aforesaid amount before the court below then no coercive action shall be taken against the applicants in aforesaid case, till the next date of listing.

10. It is made clear that in case there occurs default by the applicants either in depositing the amount or in appearing before the Mediation Centre on the date fixed, the interim order shall cease to operate and the Mediation Centre shall immediately communicate to the office which in turn shall list the case within a week before the appropriate Bench for passing orders in the matter.

11. It is also made clear that in case the applicants fail to submit the receipt of the aforesaid deposit before the court below then the court below is free to proceed against the applicants.

12. In the meantime, learned counsel for applicant will file amendment application to convert the present case into the application under Section 528 BNSS.

Order Date :- 2.4.2025

Sharad/-