



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 1493 of 2026

Smt Sita Devi And 2 Others

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s)	:	Kirti Kumar Nirkhi, Shobhit Saxena
Counsel for Opposite Party(s)	:	G.A.

Court No. - 79

HON'BLE TEJ PRATAP TIWARI, J.

1. Heard learned counsel for the applicants, learned AGA for the State of U.P. and perused the records.
2. The instant application has been filed by applicants for quashing the entire criminal proceeding including the charge-sheet and the cognizance and summoning order in Criminal Case No.95567 of 2022 pending in the court of Civil Judge (J.D.)/F.T.C. (C.W.D.), Kanpur Nagar in Case Crime No. 45 of 2021, under Sections 323, 506, 498-A, 406 I.P.C. and Section 3/4 D.P. Act, Police Station Mahila Thana, District Kanpur Nagar.
3. At the very outset, learned counsel for the applicants contended that applicants are the in-laws of opposite party no. 2. He submits that vague and general allegation with regard to demand of dowry has been made against them. He submits that there is no specific allegation and the matter is covered by the judgments of Supreme Court in **Geeta Mehrotra Vs. State of U.P. and others reported in 2012 (10) ADJ 464** and **Kahkashan Kausar @ Sonam and others vs. State of Bihar and others, (2022) 6 SCC 599**.
4. Matter requires consideration.
5. Notice on behalf of opposite party no. 1 has been accepted by learned A.G.A.
6. Issue notice to opposite party no.2 returnable at an early date.
7. Opposite parties may file their respective counter affidavit, if any, within four weeks. Rejoinder affidavit, if any, may be filed within two weeks thereafter.
8. List this case after six weeks.

9. Till the next date of listing, no coercive action shall be taken against the applicants in the aforesaid case

January 19, 2026

MN/-

(Tej Pratap Tiwari,J.)