



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 2471 of 2026

Suresh And 4 Others

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s) : Ram Sagar Yadav
Counsel for Opposite Party(s) : G.A.

Court No. - 76

HON'BLE NAND PRABHA SHUKLA, J.

1. Heard learned counsel for the applicants, learned AGA for the State and perused the record.
2. The present application under section 528 B.N.S.S. has been filed with a prayer to quash the entire proceeding as well as impugned summoning order dated 13.8.2025 passed by the learned Additional Chief Judicial Magistrate, Court No.2, Etawah in Complaint Case No.1733 of 2023 (Arvind Vs. Suresh and others) under section 420 I.P.C., Police Station-Kotwali, District- Etawah, pending in the Court of learned Additional Chief Judicial Magistrate, Court No.2, Etawah.
3. Learned counsel for the applicants submits that the opposite party no. 2, Arvind/complainant has died. It has further been submitted that the dispute is mainly civil in nature.
4. Let a report be called from the CJM concerned regarding the legal heir of opposite party no. 2.
5. List this matter as fresh on 10.03.2026.
6. Till then no coercive measures shall be taken against the applicants in the aforesaid case.
7. Registrar (compliance) shall ensure that the order to be

complied with.

February 2, 2026
Puspendra

(Nand Prabha Shukla,J.)