

Court No. - 88

Case :- APPLICATION U/S 482 No. - 6597 of 2021

Applicant :- Arun And 5 Others

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

Counsel for Applicant :- Pawan Singh Pundir

Counsel for Opposite Party :- G.A.

Hon'ble Vipin Chandra Dixit,J.

Heard Sri Pawan Singh Pundir, learned Counsel for the applicants, learned A.G.A for the State and perused the material on record.

This application under Section 482 Cr.P.C. has been filed by the applicants for quashing the charge-sheet dated 19.2.2020 in Case No.703 of 2019 (State of U.P. Vs. Arun and others), arising out of Crime No.944 of 2019, under Sections 323, 498-A I.P.C. and Section 3/4 D.P. Act, P.S. Deoband, District Saharanpur pending in the court of Additional Chief Judicial Magistrate, Deoband, District Saharanpur.

After argument at some length, learned Counsel for the applicants has submitted that since it is a matrimonial dispute, there is chance of amicable settlement of dispute outside the Court. It is further submitted that the case may be sent to Mediation and Conciliation Centre, Allahabad High Court for taking an effort for settlement between the parties.

In view of above submissions made by learned Counsel for the applicants, it is directed that applicant no.1 will deposit Rs.15,000/- within ten days from today through bank draft in favour of Registrar Accounts Allahabad High Court, Mediation and Conciliation Centre.

In case, the aforesaid amount is deposited, the notice shall be issued to opposite party no.2. Rs.12,000/- out of the aforementioned deposited amount shall be paid to Smt. Rekha wife of applicant no.1 as expenses and remaining amount of Rs.3000/- is payable to Mediation and Conciliation Centre, Allahabad High Court. Mediation Centre is expected to conclude its proceedings within two months.

List in the 1st week of November along with report of Mediation Centre before appropriate Bench. This case shall not be treated as part heard/tied up to this Bench.

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

It is made clear that if the applicants fail to deposit the money within ten days or avoids in participating in the mediation proceedings or delays the proceedings, then coercive measure shall be taken against them as required.

Order Date :- 28.7.2021

Kpy