

Court No. - 71

Case :- APPLICATION U/S 528 BNSS No. - 3926 of 2025

Applicant :- Aman Sharma And 2 Others

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

Counsel for Applicant :- Brij Bhushan Prasad Shrivastava

Counsel for Opposite Party :- G.A.

Hon'ble Raj Beer Singh,J.

1. Heard learned counsel for the applicants and learned A.G.A. for the State.
2. It is submitted by learned counsel for applicants that regarding an incident dated 09.09.2023 the applicant no.1 has lodged a first information report against husband of the opposite party no.2 and others for offences under Section - 147, 323, 504, 506, 452, 427, 308, 379 I.P.C.. After about six months of the same, the opposite party no.2 has lodged impugned complaint as a counter blast. It was pointed out that the incident has been shown of 08.09.2023 and that medical examination report of injured persons has been conducted with long delay and the injuries shown to injured persons are false and fictitious. Referring to facts of the matter, it was submitted that impugned proceedings are counterblast and malicious and thus, liable to be quashed.
3. Matter requires consideration.
4. Issue notice to the opposite party no.2, returnable at an early date.
5. Opposite party no.2 may file counter affidavit within four weeks.
6. List this case on **01.09.2025**.
7. It is directed that till the next date of listing, no coercive action shall be taken against the applicants in Warrant or Summons Criminal Case No. 11791 of 2024, under Sections - 323, 504, 506, 354A, 452 I.P.C., Police Station - Kotwali Padrauna, District - Kushinagar, pending in the court of Civil Judge (Junior Division)/F.T.C.-Ist, (Crime Against Women), Kushinagar at Padrauna.

Order Date :- 28.4.2025/S Rawat