



**HIGH COURT OF JUDICATURE AT ALLAHABAD**

**APPLICATION U/S 528 BNSS No. - 3901 of 2026**

Asif Alias Asiv

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite  
Party(s)

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Counsel for Applicant(s) : Mohammad Abid Ali, Shan  
Md

Counsel for Opposite Party(s) : G.A.

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**Court No. - 81**

**HON'BLE VIVEK KUMAR SINGH, J.**

1. Heard learned counsel for the applicant and learned A.G.A. for the State.

2. Present application has been preferred to quash the impugned charge-sheet dated 25.03.2025, summoning/cognizance order dated 08.05.2025 passed by Chief Judicial Magistrate, Bareilly and the entire proceedings of Case No. 5768 of 2025, arising out of Case Crime No. 0057 of 2025, under section 329(3) BNS and Section 2/3 of Prevention of Damage to Public Property Act, 1984, Police Station-Meerganj, District- Bareilly pending in the court of learned Chief Judicial Magistrate, Bareilly as well as to stay the further proceedings of abovementioned case.

3. It is submitted by the learned counsel for the applicant that the proceedings against identically situated co-accused Abdul Hakeem and Another, have been quashed by this Court vide order dated 10.09.2025 in Application U/S 528 B.N.S.S. No. 34580 of 2025, and the case of the applicant is identical to the case of the aforesaid co-accused, therefore, the proceedings against the present applicant be quashed by this Court on the ground of parity.

4. Learned A.G.A. would obtain instructions in this matter by the next date of listing.

5. Put up this case on 25.02.2026, as fresh.

6. Till the next date of listing, the proceedings of the aforesaid case shall remain stayed against the applicant only.

**February 2, 2026**

A.P. Pandey

**(Vivek Kumar Singh,J.)**