



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 4808 of 2026

Ashish And 7 Others

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s) : Anand Singh Yadav, Mantosh Singh,
Rishabh Kumar

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

Court No. - 76

HON'BLE NAND PRABHA SHUKLA, J.

1. Heard learned counsel for the applicants, learned A.G.A. for the State and perused the record.
2. The present application under Section 528 BNSS has been filed with the prayer to quash the entire criminal proceeding of summoning order dated 11.07.2025 passed by the learned Additional Chief Judicial Magistrate Second, Jaunpur as well as entire proceedings of Case No.95 of 2022 (Mala Vs. Ashish and others), under Sections 147, 452, 323, 504, 506, 427, 354-A IPC, Police Station Machhalishahar, District Jaunpur, pending in the court of learned Additional Chief Judicial Magistrate Second, Jaunpur.
3. It has been submitted by learned counsel for the applicants that the dispute pertains to the property and instant complaint has been lodged on the basis of false and frivolous allegation. There is no medical report to substantiate the allegation. It is further submitted that the entire family members have been falsely implicated.
4. Matter requires consideration.
5. Issue notice to opposite party No. 2, returnable at an early date.
6. Opposite party No. 2 may file counter affidavit within four weeks. Rejoinder affidavit may be filed within two weeks thereafter.

7. List this case on 02.04.2026 in the daily cause list.

8. Until further orders, the proceedings in Case No.95 of 2022 (Mala Vs. Ashish and others), under Sections 147, 452, 323, 504, 506, 427, 354-A IPC, Police Station Machhalishahar, District Jaunpur, pending in the court of learned Additional Chief Judicial Magistrate Second, Jaunpur, shall remain in abeyance.

(Nand Prabha Shukla,J.)

February 5, 2026

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