



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 7233 of 2026

Atul Kumar And Another

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s)

: Jai Raj

Counsel for Opposite Party(s)

: G.A.

Court No. - 74

HON'BLE DEEPAK VERMA, J.

1. Supplementary affidavit filed today is taken on record.
2. Heard learned counsel for the applicant and learned A.G.A. for the State.
3. The present 528 B.N.S.S. application has been filed to quash the summoning order dated 15.7.2025 passed by Additional Chief Judicial Magistrate, Court No.5, Agra as well as further proceedings of Complaint Case No.19293 of 2023 (Smt. Simran vs. Atul Kumar and others), under sections 498A, 323 I.P.C. & 3/4 Dowry Prohibition Act, Police Station Shahganj, District Agra, pending in the court of Additional Chief Judicial Magistrate, Court No.5, Agra.
4. Learned counsel for the applicant submits that the applicant is husband of opposite party no.2 and opposite party no.2 initiated aforesaid proceeding against the applicants. Learned magistrate had issued summons against the applicants. Now the applicant and opposite party no.2 amicably resolved the dispute out of Court and entered into compromise. Applicant No.1 and opposite party no.2 have filed petition under Section 13-B of Hindu Marriage Act and the same is pending before the Family Court. The compromise in the present proceeding has been filed as annexure SA-1 to the supplementary affidavit. The husband and wife are living separately.

5. Accordingly, it is provided that the parties shall appear before the court below alongwith a certified copy of this order and photocopy of the compromise deed for verification of the parties within a period of three weeks. The trial court is directed to verify the parties and thereafter, the court shall transmit the verification report to this Court within a period of three weeks.

6. List after six weeks.

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

(Deepak Verma,J.)

April 20, 2026

P.P.