

Court No. - 71

Case :- APPLICATION U/S 528 BNSS No. - 8093 of 2025

Applicant :- Shivani

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

Counsel for Applicant :- Vinod Kumar Pandey

Counsel for Opposite Party :- Ashish Kaushik,G.A.,Krishna Shankar

Hon'ble Raj Beer Singh,J.

1. Heard learned counsel for the applicant and learned A.G.A. for the State.
2. It is submitted by learned counsel for applicant that applicant is wife of opposite party no.2 and she was harassed by her husband and his family members. The allegation that applicant has committed any theft or took away her '*stridhan*' is false. Referring to facts of the matter, it was submitted that no prima facie case is made out against the applicant.
3. Learned counsel for the opposite party no.2 has opposed the application and submitted that in view of allegations made in the impugned complaint and statements of complainant and of witnesses, a prima facie case is made out against applicant. It was stated that after incident the applicant has confessed before the police regarding her involvement in the incident. It was also stated that applicant has lodged a first information report against opposite party no.2 and his family members, making false and baseless allegations.
4. Matter requires consideration.
5. Opposite party no.2 may file counter affidavit within four weeks.

6. List this case on **10.09.2025**.

7. It is directed that till the next date of listing, no coercive action shall be taken against the applicant in Complaint Case No. 11817 of 2024, under Section - 379 I.P.C., Police Station - Kankarkheda, District - Meerut, pending in the court of Additional Chief Judicial Magistrate, Court No.03, Meerut.

Order Date :- 12.5.2025

S Rawat