



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 10141 of 2026

Shailesh

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s) : Abhishek Kumar Yadav, Harendra
Yadav

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

Court No. - 78

HON'BLE NAND PRABHA SHUKLA, J.

1. Heard Mr. Abhishek Kumar Yadav, learned counsel for the applicants, learned AGA for the State and perused the record.

2. The present application under Section 528 BNSS has been filed with a prayer to allow this application and quash the impugned order dated 26.05.2025 passed by Additional Sessions Judge, F.T.C., Court No.1, Azamgarh in S.T. No. 160 of 2025, (State v. Shailesh), arising out of Case Crime No. 323/2023, under section 376, 504, 506 I.P.C. and 3/4 Dowry Prohibition Act, Police Station Atrauliya, District Azamgarh and entire proceeding of criminal case aforesaid.

3. It has been submitted by learned counsel for the applicants that in the impugned order dated 26.05.2025, no date and time has been specified and the instant FIR was lodged after a delay of about 08 years.

4. Matter requires consideration.

5. Issue notice to opposite party No. 2, returnable at an early date.

6. List on 02.07.2026 in the daily cause list.

7. Opposite party No. 2 may file counter-affidavit within four weeks. Rejoinder-affidavit be filed within two weeks thereafter.

8. Until further orders, the entire proceedings of S.T. No. 160 of 2025, (State v. Shailesh), arising out of Case Crime No. 323/2023, under section 376,

504, 506 I.P.C. and 3/4 Dowry Prohibition Act, Police Station Atrauliya,
District Azamgarh, shall be kept in abeyance.

(Nand Prabha Shukla,J.)

April 6, 2026
Aditya Tripathi