



HIGH COURT OF JUDICATURE AT ALLAHABAD
CRIMINAL MISC. WRIT PETITION No. - 6241 of 2026

Abuhurairah

.....Petitioner(s)

Versus

State Of U.P. And 3 Others

.....Respondent(s)

Counsel for Petitioner(s) : Ankit Kumar Dubey, Ashutosh Kumar Shukla

Counsel for Respondent(s) : G.A.

Court No. - 48

HON'BLE RAJIV GUPTA, J.

HON'BLE DR. AJAY KUMAR-II, J.

1. Learned counsel for the petitioner has filed supplementary affidavit today in Court, which is taken on record.
2. Heard learned counsel for the petitioner, learned A.G.A. for the State and perused the record.
3. Learned counsel for the petitioner has submitted that respondent no. 4 is the wife of petitioner and the matrimonial dispute is in the genesis of the case and there are chances of amicable settlement between the parties.
4. Learned counsel for the petitioner has strenuously urged that this case may be referred to the Mediation and Conciliation Centre of this Court so that the litigants may have a chance to settle their dispute on their own terms through mediation.
5. The Court is satisfied on the basis of record and the submissions made before it that the nature of litigation is such that the chances to resolve the matter through process of conciliation do exist and an attempt ought to be made to explore that possibility.
6. Accordingly, the matter is being referred to the Mediation and Conciliation Centre of this Court. The petitioner shall deposit Rs.20,000/- within four weeks at the Mediation and Conciliation Centre. In case the amount is deposited, Mediation and

Conciliation Centre will issue notices to both the parties returnable within a period of two weeks. Out of the said amount, Rs.15,000/- will be paid to the respondent no. 4 for subsistence and to meet out the expenses. The Mediator is allowed two months' time to find out possible solution of the dispute between the parties and send his report to the Court regarding outcome of the mediation.

7. List this case on 25.05.2026 alongwith report of the Mediator.

8. Till then, the petitioner shall not be arrested in pursuance of the impugned F.I.R. dated 12.03.2026, arising out of Case Crime No. 0147 of 2026, under Sections 82(2), 85, 115(2), 352, 351(3) of B.N.S., 2023 and Section 3/4 of Muslim Women (Protection of Right on Marriage) Act, 2019, Police Station Kotwali, District Maharajganj, provided the petitioner files the receipt of deposit of amount as directed above along with the present order.

9. It is made clear that in case of default in depositing the amount as ordered above or non-participation of the petitioner in the mediation proceedings, the interim stay order shall stand automatically vacated.

10. This case shall not be treated as tied up or part heard with this Bench.

March 24, 2026

Nadim

(Dr. Ajay Kumar-II,J.) (Rajiv Gupta,J.)