



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 11978 of 2026

Babul Nath Dubey

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s)	:	Sushant Misra
Counsel for Opposite Party(s)	:	G.A., Indra Prakash Tiwari

Court No. - 82

HON'BLE PADAM NARAIN MISHRA, J.

1. Heard learned counsel for the applicant, learned counsel for opposite party no. 2 and learned A.G.A. for the State.
2. The present application u/s 528 BNSS has been filed with a prayer to quash the entire proceedings of Complaint Case No. 467 of 2023, under Sections 354(1)(i), 504 I.P.C., P.S. Rampur, District Jaunpur, pending in the Court of Additional Civil (J.D.)/ Judicial Magistrate, Jaunpur.
3. Learned counsel for the applicant submitted that complaint case has been lodged on the basis of false and frivolous allegations with ulterior motive and only to harass the applicant. It is further submitted that present case has been filed as counterblast case just to implicate in the present case. It is further submitted that earlier applicant also lodged an FIR against the husband of opposite party no. 2 and his brother u/s 323, 504, 506 I.P.C. It is further submitted that after delay of one month present complaint has been filed just to create pressure upon him. It is next submitted that one partition suit is also pending between the parties.
4. Prima facie, matter requires consideration.
5. Notice on behalf of State has been accepted by learned A.G.A.
6. Learned A.G.A. as well as respondent no. 2 may file their counter affidavits within four weeks.
7. Rejoinder affidavit, if any, be filed within two weeks thereafter.

8. List this case after six weeks.

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

(Padam Narain Mishra,J.)

April 8, 2026

Israr