



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 12181 of 2026

Munna And Another

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s)	:	Mithilesh Kumar Shukla
Counsel for Opposite Party(s)	:	G.A.

Court No. - 19

HON'BLE LAKSHMI KANT SHUKLA, J.

1. Heard Mr. Mithilesh Kumar Shukla, the learned counsel for petitioners and the learned A.G.A. representing State respondent no. 1.

2. Perused the record.

3. Present application under Section 528 B.N.S.S. has been filed seeking to quash the entire proceedings of the Complaint No. 1133 of 2017, Afsar v. Munesh alias Muneer and others, under Section 498A I.P.C. and Section 4 Dowry Prohibition Act, Police Station Fatehpur Sikari, District Agra pending before the Additional Chief Judicial Magistrate, Court No. 9, Agra.

4. Learned counsel for applicants submits that the matter relates to matrimonial dispute and in case parties are referred to mediation, there are every chances of the dispute being resolved amicably.

5. *Per contra*, the learned A.G.A. representing State respondent 1 does not oppose the fair submission urged by the learned counsel for applicants.

6. In view of above, matter is accordingly referred to mediation at the Mediation and Conciliation Center, High Court Allahabad.

7. Applicants shall deposit a sum of Rs. 25000/- by way of an account payee bank draft/electronic mode drawn in favour of the Registrar (Accounts), Mediation and Conciliation Center, High Court Allahabad

within a period of two weeks from today. In case the aforesaid deposit is made, notice shall be issued by the Mediation Center to respondent no. 2. Upon appearance, a sum of Rs. 20,000/-, out of the aforesaid deposit, shall be paid to respondent no. 2, whereas the balance amount shall be utilized towards cost of mediation.

8. The Mediation Center shall endeavour to conclude the mediation proceedings within a period of three months from today and thereafter submit its report to this Court.

9. Notice on behalf of State respondent 1 has been accepted by the learned A.G.A.

10. Issue notice to respondent no. 2.

11. Steps for service of notice upon respondent no. 2 shall be taken by the learned counsel for applicants within the time period prescribed under the Rules of Court.

12. All the respondents are granted six weeks time to file their respective counter affidavits.

13. Applicants will have two weeks thereafter to file their rejoinder affidavits.

14. Put up this application for orders on 03.08.2026 before the appropriate Bench.

15. Considering the facts and circumstances of the case and also the fact that parties have been referred to Mediation, therefore, as an interim measure, it is provided that till the next date of listing, further proceedings of Complaint No. 1133 of 2017, Afsar v. Munesh alias Muneer and others, under Section 498A I.P.C. and Section 4 Dowry Prohibition Act, Police Station Fatehpur Sikari, District Agra pending before the Additional Chief Judicial Magistrate, Court No. 9, Agra shall remain stayed.

16. However, in case of default in depositing the amount aforesaid, this interim order shall automatically stand vacated.

17. The matter shall not be treated as tied up or part-heard to this Bench.

18. Assignment, if any, stands discharged.

(Lakshmi Kant Shukla,J.)

April 10, 2026
Brijesh Maurya