



**HIGH COURT OF JUDICATURE AT ALLAHABAD**

**APPLICATION U/S 528 BNSS No. - 14648 of 2026**

Mahendra Mishra @ Mahendra Kumar Mishra

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite  
Party(s)

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Counsel for Applicant(s) : Shesh Mani Misra, Shivam  
Dwivedi, Shubham Dwivedi,  
Tejasvi Misra

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

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**Court No. - 74**

**HON'BLE DEEPAK VERMA, J.**

1. Heard learned counsel for applicant and learned AGA for the State.
2. The present application has been filed by applicant for quashing the Impugned Order Dated 19.02.2026 passed by Sessions Judge, Prayagraj/Special Judge (E.C. Act), Prayagraj passed in Criminal Appeal No. 31 of 2026 (Mahendra Mishra Vs State of U.P. & Another) to the extent it directs the Applicant for payment/deposit of 20% amount to the tune of Rs. 16,00,000/-. It is further prayed to stay the entire proceedings of Criminal Appeal No. 31 of 2026 (Mahendra Mishra Vs State of U.P. & Another), pending before Sessions Judge, Prayagraj/Special Judge (E.C. Act), Prayagraj, as well as effect and operation of Impugned Order dated 19.02.2026 passed by Additional Chief Judicial Magistrate, Room No.9, Prayagraj passed in Complaint Case No.794 of 2021 (Himanshu Kumar Kushwaha Vs. Mishra Construction & Another).
3. Counsel for the applicant submits that instant complaint has been filed against the applicant, thereafter, applicant moved appeal bearing No.31 of 2026 before Court of Sessions Judge, Prayagraj and the trial court vide order dated 19.02.2026 directed the applicant to deposit 20% of the imposed fine amount, i.e., Rs.16 lacs within 30 days.
4. Matter requires consideration.
5. Issue notice to opposite party no.2, returnable at an early date.
6. Opposite parties may file counter affidavit within three weeks.
7. List thereafter.

8. As an interim measures, it is provided that 10% of the fine shall be deposited by applicant with the appellate court within **two months** from today. If the aforesaid 10% of the fine is deposited, the impugned order dated 19.02.2026, passed by Sessions Judge, Prayagraj/Special Judge (E.C. Act), Prayagraj passed in Criminal Appeal No. 31 of 2026, shall be kept in abeyance. In default, the present arrangement shall automatically stands **vacated**.

**April 27, 2026**  
Nitin Verma

**(Deepak Verma,J.)**