



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 13995 of 2026

Ashish And 3 Others

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s)	:	Ashwani Kumar Mishra
Counsel for Opposite Party(s)	:	G.A.

Court No. - 74

HON'BLE DEEPAK VERMA, J.

1. Heard learned counsel for the applicants; learned A.G.A. for the State and perused the record.
2. The present 528 B.N.S.S. application has been filed to quash the summoning order dated 13.11.2025 as well as entire proceedings of Complaint Case No.14/25 (Leeladhar @ Chhedilal Vs. Ashish and others), Under Section 3/4 D.P. Act, Police Station-Kabrai, District-Mahoba, pending in the court of Civil Judge (Junior Division)/F.T.C. (C.A.W.), Mahoba.
3. Counsel for the applicants submits that applicants are innocent and have been falsely implicated in the present case. Instant complaint is false, baseless and has been lodged with malicious intention. It is next submitted that marriage of applicant no.1 was settled with daughter of opposite party no.2 and some marriage ceremony took place but marriage was not solemnized due to demand of dowry. On perusal of contents of complaint as well as other material evidence, no criminal offence is made out against the applicants. The learned Magistrate without applying judicial mind took cognizance and issued summons against the applicants. He further submits that no prosecution could proceed against the applicants, in such circumstances.
4. Matter requires consideration.
5. Notice on behalf of opposite party no. 1 has been accepted by learned

A.G.A.

6. Issue notice to opposite party no.2 returnable at an early date.

7. Opposite parties may file their counter affidavits within six weeks. Rejoinder affidavit may be filed within two weeks thereafter.

8. List after expiry of aforesaid period.

9. Till the next date of listing, further proceedings of Complaint Case No.14/25 (Leeladhar @ Chhedilal Vs. Ashish and others), Under Section 3/4 D.P. Act, Police Station-Kabrai, District-Mahoba, shall remain stayed.

(Deepak Verma,J.)

April 7, 2026

Meenu Singh