

Court No. - 75

Case :- APPLICATION U/S 528 BNSS No. - 15697 of 2025

Applicant :- Paras Mishra And 4 Others

Opposite Party :- State Of U.P. And 2 Others

Counsel for Applicant :- Babu Lal Ram

Counsel for Opposite Party :- G.A.

Hon'ble Arun Kumar Singh Deshwal,J.

1. Heard Sri Babu Lal Ram, learned counsel for the applicants and Ms. Harshita Rani, learned AGA for the State.

2. The present application has been filed to quash the entire proceeding of Case No. 46632 of 2024 (State Versus Paras Mishra and others) as well as Cognizance Order dated 06.06.2024 and Charge-Sheet dated 17.05.2025 in Case Crime No. 21 of 2024 Under Section 498A I.P.C. and 3/4 Dowry Prohibition Act Police Station Narval District Kanpur Nagar pending in the Court of ACMM Court No. 8 Kanpur Nagar.

3. Contention of learned counsel for the applicants is that the present proceeding arises out of the offence which is matrimonial in nature, and therefore, the matter may be referred to the Mediation Centre.

4. In view of the above, the matter is referred to the Mediation Centre, High Court Allahabad, subject to the condition that the applicants will deposit a sum of Rs.35,000/- within three weeks from today with the Mediation Centre, out of which Rs.30,000/- shall be paid to the opposite party no.2 on her appearance before the Mediation Centre on a date to be fixed by the mediation center. Balance Rs.5,000/- shall be retained by the mediation center towards its expenses.

5. It is also directed that while depositing the amount before the Mediation Centre, learned counsel for the applicants shall also file memo of parties as mentioned in the present case along with WhatsApp Number as well as Email-Id of the private respondent(s), if available.

6. Issue notice to opposite party no.2.

7. After depositing the aforesaid amount within aforementioned time, notices shall be issued to the parties fixing some date for

mediation and the Mediation Centre shall make all possible efforts to conclude the mediation and conciliation proceedings expeditiously.

8. List in the week commencing 15.09.2025.

9. It is further provided, if applicants file receipt of deposit of the aforesaid amount before the court below then no coercive action shall be taken against the applicants in the aforesaid case, till the next date of listing.

10. It is also made clear that in case the applicants fail to submit the receipt of the aforesaid deposit before the court below then the court below would be free to proceed against the applicants.

11. It is clarified that interim order has been granted till the next date, if the applicants fail to produce any order of this court extending the interim order after the date fixed then court below would be free to proceed against the applicants.

12. In the meantime, learned counsel for the applicants will file amendment application to convert the present application into Application u/s 528 of BNSS.

Order Date :- 6.5.2025

Saurabh