

Court No. - 73

Case :- APPLICATION U/S 528 BNSS No. - 17151 of 2025

Applicant :- Subhash Chandra Upadhyay

Opposite Party :- State of U.P. and Another

Counsel for Applicant :- Shashi Ranjan Srivastava

Counsel for Opposite Party :- G.A.

Hon'ble Dinesh Pathak,J.

1. Learned counsel for the applicant and learned A.G.A. for the State-respondent are present.
2. Applicants have invoked the inherent jurisdiction of this Court under Section 528 B.N.S.S. for quashing/keeping in abeyance the entire criminal proceedings & summoning order dated 26.11.2024 passed in Case No. 33430 of 2024 (State Vs. Subhash Chand Upadhyay), U/S 406, 504, 506 IPC, arising out of Case Crime No. 0648/2023, Police Station Cantt, District Gorakhpur pending before the Learned the Chief Judicial Magistrate, Gorakhpur.
3. It is submitted that commercial transaction with respect to purchase of iron rods has illegally been dragged into the criminal proceeding.
4. Matter requires consideration.
5. List this matter on **26.08.2025**.
6. In the meantime, both the parties shall exchange their respective affidavits, if any.
7. Till the next date of listing, no coercive action shall be taken against the present applicant in the aforementioned criminal case.

Order Date :- 11.7.2025

Sumit K.