



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 21510 of 2025

Rajesh Maurya And Another

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s)	:	Deepak Rana, Pallavi Rani
Counsel for Opposite Party(s)	:	G.A.

Court No. - 80

HON'BLE NAND PRABHA SHUKLA, J.

Heard learned counsel for the applicants, learned A.G.A. for the State and perused the record.

The present application under Section 528 BNSS has been filed with the prayer to quash the entire proceeding including summoning order dated 03.02.2025 passed by learned Additional Chief Judicial Magistrate, Court No. 6, Varanasi in Complaint Case No. 98867 of 2023 (Pyarelal Yadav Versus Rajesh Maurya and others) under Sections 147, 323, 354, 427, 504 IPC, Police Station-Chaubeypur, District-Varanasi pending in the Court of Additional Chief Judicial Magistrate-VI, Varanasi.

It has been submitted by learned counsel for the applicants that the instant complaint has been lodged in counter-blast to the FIR lodged by the applicants i.e. FIR No. 0306 of 2023 dated 19.06.2023 under Sections 147, 148, 323, 504, 506 and 354 IPC, Police Station-Chaubeypur, District-Varanasi. It has further been submitted that the applicants have been falsely implicated with a *mala fide* intent to harass the applicants.

Matter requires consideration.

Issue notice to opposite party No. 2, returnable at an early date.

Opposite party No. 2 may file counter affidavit within four weeks. Rejoinder affidavit may be filed within two weeks

thereafter.

List this case on 19.12.2025 in the daily cause list.

Till the next date of listing, no coercive measures shall be taken against the applicants in the aforesaid case subject to the condition that applicants shall cooperate in the Court proceedings failing which, the interim order shall cease to operate.

November 7, 2025
Shivani

(Nand Prabha Shukla,J.)