

Court No. - 79

Case :- APPLICATION U/S 528 BNSS No. - 23813 of 2025

Applicant :- Ramesh Rajbhar

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

Counsel for Applicant :- Balram Mishra

Counsel for Opposite Party :- G.A.

Hon'ble Avnish Saxena, J.

1. Sri Balram Mishra, learned counsel for the applicant and learned A.G.A. for the State are present.
2. Learned counsel for the applicant submits that the present matter arose out of false pretext of marriage and rape. He relied on two Apex Court judgements i.e., (1) ***Kunal Chatterjee Vs. The State of West Bengal and others*** passed in Special Leave Petition (Crl.) No. 7004 of 2025 decided on ***July, 29, 2025*** and (2) ***Shambhu Kharwar Vs. State of Uttar Pradesh and another*** reported in ***2022 SCC Online SC 1032***.
3. Learned A.G.A. accepts notice for the State.
4. Issue notice to opposite no.2, returnable at an early date.
5. All the opposite parties may file counter affidavit.
6. List this case on 29.08.2025 as fresh.

Order Date :- 13.8.2025

Shivangi

(Avnish Saxena, J.)