

Court No. - 75

Case :- APPLICATION U/S 482 No. - 21347 of 2024

Applicant :- Smt Neelam Alias Nirmala Devi And 2 Others

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

Counsel for Applicant :- Ghan Shyam Das

Counsel for Opposite Party :- G.A.

Hon'ble Raj Beer Singh,J.

Heard Sri Kamal Krishna, learned Senior Advocate, assisted by Sri Ghan Shyam Das, learned counsel for the applicants and learned AGA for the State.

It has been argued by learned senior counsel for the applicants that the impugned complaint has been filed making false and baseless allegations. In fact earlier applicant no. 1 has lodged a first information report on 28.04.2023 against the son of complainant and others for the offence under Sections 354-Kha, 323, 504 IPC and in that matter after investigation charge-sheet has been submitted on 23.05.2023 and after that impugned complaint has been filed on 29.05.2023 as a counterblast to the said case. Referring to the facts of the matter, it was submitted that the impugned proceedings are liable to be quashed.

Issue notice to opposite party no. 2, returnable at an early date. Steps be taken within a week.

Opposite party no. 2 may file counter affidavit within four weeks.

List in the first week of January, 2025.

Till the next date of listing, no coercive action shall be taken against the applicants, namely, **Smt. Neelam @ Nirmala Devi, Gyan Singh and Komal** in complaint case No. 12088 of 2023, under Sections 452, 323, 504, 506 IPC, P.S. Kasganj, district Kasganj, pending in the court of C.J.M., Kasganj.

Order Date :- 5.11.2024

Anand