



**HIGH COURT OF JUDICATURE AT ALLAHABAD**

**APPLICATION U/S 528 BNSS No. - 25955 of 2025**

Devendra Dev

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite  
Party(s)

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Counsel for Applicant(s) : Manju Lata Verma, Ram Sumer  
Chaudhary

Counsel for Opposite Party(s) : G.A.

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**Court No. - 82**

**HON'BLE PADAM NARAIN MISHRA, J.**

1. Heard learned counsel for the applicant and learned A.G.A. for the State.
2. The present application u/s 528 BNSS has been filed with a prayer to quash the entire proceedings of S.T. No. 1522 of 2024, arising out of Case Crime No. 385 of 2012, under Sections 307, 427, 504, 506 of IPC, P.S. Soraon, District Allahabad, pending in the Court of Special Judge (E.C. Act), Prayagraj.
3. Learned counsel for the applicant submitted that impugned FIR has been lodged on the basis of false and frivolous allegations with ulterior motive and only to harass the applicant. It is further submitted that in the present case there is no offence is made out against the applicant from the evidence collected by the I.O. of the present case. It is further submitted that there is no recovery of any arms as alleged in the FIR. He further submitted that it is evident by the statement of complainant that he has not sustained any injury.
4. Prima facie, matter requires consideration.
5. Notice on behalf of State has been accepted by learned A.G.A.
6. Issue notice to respondent no. 2 through C.J.M. concerned, returnable at an early date.

7. Learned A.G.A. as well as respondent no. 2 may file their counter affidavits within four weeks.

8. Rejoinder affidavit, if any, be filed within two weeks thereafter.

9. List this case after six weeks.

10. Until further orders, entire proceedings of S.T. No. 1522 of 2024, arising out of Case Crime No. 385 of 2012, under Sections 307, 427, 504, 506 of IPC, P.S. Soraon, District Allahabad, pending in the Court of Special Judge (E.C. Act), Prayagraj shall remain stayed.

**(Padam Narain Mishra,J.)**

**February 19, 2026**

Israr