

Court No. - 75

Case :- APPLICATION U/S 482 No. - 24041 of 2024

Applicant :- Manoj Kumar Yadav

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

Counsel for Applicant :- Mohammad Zafar Yab Khan, Shahroze Khan

Counsel for Opposite Party :- G.A.

Hon'ble Raj Beer Singh, J.

1. Heard learned counsel for the applicant and learned AGA for the State.
2. This application under Section 482 Cr.P.C. has been preferred for quashing of the entire proceedings, including summoning order dated 04.07.2024, of Complaint Case No.18302 of 2023 (Km. Poonam Vs. Manoj Kumar Yadav), under Sections 323, 504, 506 IPC, Police Station- Siddharth Nagar, District- Siddharth Nagar, pending before the Court of C.J.M., Siddharth Nagar.
3. It has been submitted by learned counsel for the applicant that applicant has lodged a first information report against one Tejpal and one unknown person and in that matter after investigation, police have submitted charge-sheet on 19.09.2022 against Tejpal and opposite party no.2 and thereafter the impugned complaint was lodged by the opposite party no.2 on 22.07.2023 as a counterblast. It was submitted that impugned proceedings are counterblast and malicious and thus, liable to be quashed.
4. Matter requires consideration.
5. Issue notice to opposite party no.2 returnable at an early date.
6. Opposite party no.2 may file counter affidavit within four weeks.
7. List this case on 27.01.2025.
8. It is directed that till the next date of listing, no coercive action shall be taken against the applicant in aforesaid case.

Order Date :- 3.12.2024//SP/-