

Court No. - 75

Case :- APPLICATION U/S 482 No. - 25209 of 2024

Applicant :- Radhe Devi And 3 Others

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

**Counsel for Applicant :- A.K. Singh Solanki, Pradeep Kumar
Srivastava**

Counsel for Opposite Party :- G.A.

Hon'ble Raj Beer Singh, J.

1. Heard learned counsel for the applicants 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 25.02.2023, of Complaint Case No.17137 of 2022 (Harikesh Vs. Vinod and others), under Sections 406, 504, 506 IPC, Police Station- Ranipur, District- Mau, pending before the Court of Judicial Magistrate, Mau. The order dated 15.05.2024 passed by the learned Sessions Judge, Mau in Criminal Revision No.245 of 2023 is also being impugned.

3. It has been submitted by learned counsel for the applicants that opposite party no.2 has withdrawn the amount of applicant no.1 from bank by way of cheating and forgery and in that connection applicant no.1 has lodged a complaint against opposite party no.2 and in that matter, the opposite party no.2 was summoned vide order dated 02.02.2022 for offence under Sections 406, 417, 504, 506 IPC. In that matter, he was granted bail by the Sessions Judge, Mau vide order dated 25.08.2022. After that the opposite party no.2 has lodged the impugned complaint making false and baseless allegations. 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 11.02.2025.
8. It is directed that till the next date of listing, no coercive action shall be taken against the applicants in aforesaid case.

Order Date :- 17.12.2024

SP/-