



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 30657 of 2025

Vivek Singh

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s) : Satyendra Singh, Yuvaraj A.K. Sharma
Counsel for Opposite Party(s) : G.A.

Court No. - 76

HON'BLE VIKRAM D. CHAUHAN, J.

1. Heard learned counsel for applicant and learned AGA for the State.
2. The application has been filed for quashing the impugned summoning order dated 01.03.2025, passed by the Judicial Magistrate, Court No. 1, Ballia in Complaint Case No. 4943 of 2023 (Shivnath Singh Vs. Vivek Singh) under Section 138 Negotiable Instruments Act, 1881, Police Station Maniar, District Ballia, as well as the entire criminal proceeding of Complaint Case No. 4943 of 2023 (Shivnath Singh Vs. Vivek Singh) pending in the court of Judicial Magistrate, Court No.1, Ballia.
3. The present dispute between the parties relates to dishonour of cheque.
4. Learned counsel for the applicant states that the matter be referred to the Mediation and Conciliation Centre of this Court for an effort to settle the dispute amicably between the parties.
5. In view of submissions made by learned counsel for the applicant, let the matter be referred to the Mediation and Conciliation Centre of this Court, subject to the applicant depositing a sum of **Rs.15,000/-** within two weeks from today before the Mediation Centre, out of which **Rs.10,000/-** shall be paid to the opposite party no. 2 after conclusion of the process of mediation. In case the amount is deposited, the Mediation Centre will issue notices to both the parties returnable within a period of three weeks. Learned mediator shall make an endeavour to conclude the same within three months.
6. List in the week commencing 16.2.2026.

7. On that date learned counsel for the parties shall inform the Court regarding outcome of the proceedings of mediation.

8. The Mediation Centre shall also send its report to this Court by the next date.

9. Till the next date of listing, further proceedings in the aforesaid case shall remain stayed against applicant.

10. It is made clear that if the applicant fails to deposit the amount within two weeks or avoids in participating in the mediation proceedings or delays the proceedings, then coercive measure shall be taken against him as required.

(Vikram D. Chauhan,J.)

October 29, 2025

VMA