



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 30865 of 2025

Subhash Chandra And Another

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s) : Arjun Sharma, Ravitendra Pratap Singh
Chandel

Counsel for Opposite Party(s) : Bipin Kumar Tripathi, G.A., Shubham

Court No. - 84

HON'BLE SANJIV KUMAR, J.

1. Counter affidavit filed on behalf of the opposite party No.2 is taken on record.

2. Heard Sri Arjun Sharma, learned counsel for the applicants, Sri Murtaza Ali, learned A.G.A. for the State and Sri B.K. Tripathi, learned Counsel for the opposite party No.2.

3. The instant application under Section 528 BNSS has been filed by the applicants with a prayer to quash the entire proceedings of Criminal Case No.19417 of 2025, arising out of Case Crime No.355 of 2022, under Sections 147, 323, 504 and 506 I.P.C., Police Station Thathiya, District Kannauj as well as summoning order dated 28.05.2025.

4. Learned counsel for the applicants submits that the FIR has been lodged on false and concocted facts. He further submits that a civil dispute is already pending between the parties and the present FIR has been filed only to exert pressure upon the applicants. He further submits that the applicants are not named in the FIR and FIR was lodged after a delay of about one month, for which no explanation has been given. He also submits that, as per the injury report, there are only two complaints of pain and no fracture was found on X-ray examination. Lastly, he submits that the witnesses who were examined have not assigned any specific role to the applicants in the commission of the alleged offence..

5. Per contra, learned Counsel for the opposite party No.2 and learned A.G.A. submit that a cognizable offence is made out against the applicants.

6. List this case on **22.04.2026**.
7. In the meantime, learned A.G.A. may file counter affidavit.
8. Till the next date of listing, further proceedings of the aforesaid case shall remain **stayed** against the applicants only.

February 20, 2026
Amit

(Sanjiv Kumar,J.)