

Court No. - 73

Case :- APPLICATION U/S 482 No. - 27454 of 2024

Applicant :- Surendra @ Surendra Kumar

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

Counsel for Applicant :- Ashwani Kumar Mishra

Counsel for Opposite Party :- G.A.

Hon'ble Raj Beer Singh,J.

1. Heard learned counsel for the applicant and learned A.G.A. for the State.
2. It is submitted by learned counsel for applicant that the husband of opposite party no.2 has issued a cheque in favour of applicant to return his amount but the said cheque was dishonored and in that connection the applicant no.1 has lodged a complaint against husband of opposite party no.2 under Section - 138 N.I. Act, wherein the husband of opposite party no.2 was summoned and after that impugned complaint has been lodged as a counter blast to the said case. It was submitted that only vague allegations have been levelled against applicant and that impugned proceedings are malicious and counter blast and thus, liable to be quashed.
3. Matter requires consideration.
4. Issue notice to the opposite party no.2, returnable at an early date.
5. Opposite party no.2 may file counter affidavit within four weeks.
6. List this case on **01.04.2025**.
7. It is directed that till the next date of listing, no coercive action shall be taken against the applicant - **Surendra @ Surendra Kumar** in Criminal Complaint Case No. 21217 of 2023 (Smt. Hemlata Vs. Surendra), under Sections - 504, 506 I.P.C., Police Station - Nawabad, District - Jhansi, pending in the court of Additional Civil Judge (J.D.), Court No.3/Judicial, Magistrate, Jhansi.

Order Date :- 21.1.2025 / S Rawat