



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 31949 of 2025

Ramesh

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s)	:	J.P. Singh
Counsel for Opposite Party(s)	:	G.A.

Court No. - 74

HON'BLE SANJAY KUMAR PACHORI, J.

Heard Sri J.P. Singh, learned counsel for the applicant and Sri Alok Mishra, learned A.G.A. for the State.

The present application under Section 528 of Bharatiya Nagarik Suraksha Sanhita has been filed to quash the entire proceedings of Maintenance Case No. 120/12 of 2020 arising out of an application under Section 125 of Cr.P.C. decided by the Principal Judge Family Court, Kannauj vide judgment and order dated 16.12.2024 whereby the Principal Judge Family Court, awarded Rs. 8,000/- per month to the opposite party no. 2 from the date of application.

Learned counsel for the applicant wants to decide the matrimonial dispute by way of mediation. It is further submitted that the applicant (husband) is ready and willing to settle the dispute amicably and keep the opposite party no. 2 with him. In order to show his bona fides the applicant is ready to deposit Rs. 30,000/- to be handed over to the wife on her first appearance. Learned counsel for the applicant urged that the case may be referred to the Mediation Centre of this Court so that the couple may have a chance to settle their dispute on their own terms through mediation.

The Court is also satisfied on the basis of record and the submissions made before it that the nature of litigation is such that there is a chance to resolve the matter through process of mediation and an attempt ought to be made to explore that possibility.

Accordingly, the matter is being referred to the Mediation and Conciliation

Centre, High Court, Allahabad. The applicant will deposit Rs.30,000/- within three weeks at the Mediation Centre. In case the amount is deposited, the Mediation Centre will issue notices to both the parties returnable within a period of four weeks. Out of the same, Rs.27,000/- shall be handed over to the wife on her first appearance with regard to her maintenance and minimum expenses. Rs.3,000/- will remain deposited with the Mediation Centre.

The mediator is allowed three months' time to find out possible solution of the dispute between the parties and send his report to the court regarding the outcome of mediation.

Put up this case as fresh on 03.12.2025 along with report of the mediator.

It is made clear that no interim order has been passed with regard to enforcement of the aforesaid judgement and order.

August 26, 2025

Ishan

(Sanjay Kumar Pachori,J.)