



**HIGH COURT OF JUDICATURE AT ALLAHABAD**

**APPLICATION U/S 528 BNSS No. - 37972 of 2025**

Amit Kumar Mishra And Another

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite  
Party(s)

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Counsel for Applicant(s) : Yatharth Srivastava  
Counsel for Opposite Party(s) : G.A.

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**Court No. - 75**

**HON'BLE VIKAS BUDHWAR, J.**

1. Contention of learned counsel for the applicants is that applicants are the husband and father-in-law of O.P. No.2. Marriage of the O.P. No.2 stood solemnized with applicant no.1 on 17.11.2022. Learned counsel for the applicants on instructions submits that in case the matter is referred to Mediation and Conciliation Centre, High Court, Allahabad there are bright chances and all possibilities of the issue being settled between the parties, for which applicant no.1 is agreeable to pay Rs.25,000/-.

2. Accordingly, the matter is referred to Mediation & Conciliation Centre of this Court with the following directions (conditions):-

(a) The applicant no.1 is directed to deposit a sum of Rs 25,000/- by way of demand draft in favour of Registrar General, Allahabad High Court Mediation & Conciliation Centre within a period of two weeks from today to the In charge Mediation and Conciliation Centre, High Court, Allahabad.

(b) After deposit of the aforesaid money by the applicant no.1, office shall send a notice to the opposite party no.2 fixing a date to appear before the Mediation and Conciliation Centre of this Court.

(c) Out of aforesaid amount, a sum of Rs 15,000/- shall be payable to the opposite party no.2 on her appearance before the Mediation Centre. A sum of Rs. 3,000/- shall be payable to the Mediation Centre.

(d) The rest amount of Rs.7000/- shall be abide by the outcome of mediation.

(e) In case, mediation succeeds, the above amount Rs.7000/- (rest amount) shall be adjusted accordingly.

(f) In case, mediation fails, the said amount Rs.7000/- (rest amount) shall be returned to the applicant no.1 within two weeks from the date of final order passed by the Mediation Centre.

(g) The Mediation Centre will submit its report in the matter within two months.

3. In addition to the same issue notice to O.P. no. 2.

4. Opposite Party no.2 shall file its counter affidavit within four weeks. Rejoinder, if any, may be filed within two weeks thereafter.

5. List this case on **28.01.2026** in the additional cause list before the appropriate Bench along with the report of Mediation and Conciliation Centre, High Court, Allahabad.

6. Till the next date of listing, the further proceedings with respect to summoning order dated 07.03.2025 passed by Civil Judge (J.D.) FTC 1ST / Judicial Magistrate Chandouli in Complaint Case no. 105 /2024 (*Rachna Dubey vs Amit Kumar Mishra and another*) under section 498 A IPC, Section 4 D.P. Act PS Dheena District Chandouli, in so far as it pertains to the applicants shall remain stayed.

7. It is made clear that in case, the said amount, as directed above, is not deposited by the applicants within a period of two weeks and any condition so entrusted upon the applicant is not complied with within the aforesaid period, the interim protection granted by this Court shall automatically come to an end and it will be open for the concerned court below to proceed against the applicants in accordance with law. For the said purpose, the receipt of the deposit so made, shall be filed before the court below within the said period, after lapse of two weeks and, in case, the proof of deposit is not submitted before the court below, the court below shall proceed with the matter and the benefit of the present order would not be available to the applicants.

**September 26, 2025**

N.S.Rathour

**(Vikas Budhwar,J.)**