



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 36185 of 2025

Farnaj Rahmani

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s)

: Jai Raj

Counsel for Opposite Party(s)

: G.A.

Court No. - 79

(Sl. No. 46)

HON'BLE ANISH KUMAR GUPTA, J.

1. As per office report dated 17.10.2025, a report regarding service of notice of opposite party no. 2 is still awaited. So contention of learned counsel for the applicant is that in view of the specific sections 7(c) of The Muslim Women (Protection of Rights on Marriage) Act, 2019 the Court cannot release the accused person on bail without issuing notice and hearing the complainant on whom the Triple Talak was pronounced.

2. Learned counsel for the applicant further contends that order dated 29.07.2025 was passed without any notice to the applicant herein or providing any opportunity of hearing to the applicant herein, hence order dated 29.07.2025 is not sustainable in the eye of law.

3. Having regard to the aforesaid contentions, let the Judicial Magistrate/Additional Civil Judge, Junior Division, Court No. 6, Agra, shall submit a report as to whether while entertaining the bail application moved by the accused person, any notice or opportunity of hearing was given to the complainant or not.

4. List this case on **18.11.2025, as fresh.**

(Anish Kumar Gupta,J.)

October 27, 2025

Vibha Singh