



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 40386 of 2025

Vivek Singh

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s) : Abhishek Tiwari, Mahendra
Pratap Singh, Sandeep
Kumar

Counsel for Opposite Party(s) : G.A.

Court No. - 80

HON'BLE NAND PRABHA SHUKLA, J.

Heard learned counsel for the applicant, learned AGA for the State and perused the record.

The present application under Section 528 B.N.S.S. has been filed to allow the present application and to set aside the impugned order dated 02.08.2025 passed by the Additional Chief Judicial Magistrate, Shikohabad, Firozabad in Complaint No. 38104 of 2022 (Durvasha Singh Vs. Vivek Singh) under Section 406 IPC, Police Station Shikohabad, District Firoabad and discharge the applicant from Complaint No. 38104 of 2022 (Durvasha Singh vs. Vivek Singh) under Section 406 IPC, Police Station Shikohabad, District Firozabad.

Issue notice to Opposite Party No. 2, returnable at an early date.

Learned AGA shall seek instructions whether the charges have been framed or not in the instant matter.

List this matter on 27.11.2025, as fresh.

Till the next date of listing, no coercive measures shall be taken

against the applicant in the aforesaid case subject to the condition that applicant shall cooperate in the Court proceedings failing which, the interim order shall cease to operate.

October 30, 2025

Puspendra

(Nand Prabha Shukla,J.)