



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 482 No. - 36212 of 2024

Uma Srivastava

.....Applicant(s)

Versus

State of U.P.

.....Opposite
Party(s)

Counsel for Applicant(s) : Brajesh Kumar Solanki, G.A., Samrat
Vikram Singh

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

Court No. - 82

HON'BLE PRAVEEN KUMAR GIRI, J.

1. Heard Shri B.K. Solanki, learned counsel for the applicant and Shri P.K. Tripathi, learned counsel appearing on behalf of opposite party No. 2, the Bank.

2. Learned counsel for the applicant submits that he has filed the instant application under Section 482 Cr.P.C. with the relief which has been mentioned in the prayer clause of the application.

3. The relief which has been mentioned in the application is delineated below:-

"It is therefore, most respectfully prayed that this Hon'ble Court may graciously be pleased to quash the entire proceedings of Case No. 12808 of 2024, chargesheet dated 26.04.2022 and cognizance order dated 10.04.2024, arising out of Case Crime No. 1062 of 2017, under Section 409, 419, 420, 467, 468, 471, 120-B, 504, 506 Indian Penal Code, Police Station- Kotwali, District- Fatehpur pending in the court of Chief Judicial Magistrate, Fatehpur, District- Fatehpur."

4. Learned counsel for the applicant submits that his case is on better footing as that of co-accused Akash Srivastava. He further submits that Akash Srivastava has filed an application being Application U/S 482 No. 29677 of 2024 (Akash Srivastava vs. State of U.P. and Another) and this Court vide order dated 05.09.2024 granted interim protection and directed

for filing counter affidavit.

5. Learned counsel for the applicant further states that fraud has also been committed upon the applicant and she has also filed a complaint against Akash Srivastava in the concerned trial court and the trial court has also taken cognizance and thereafter summoned Akash Srivastava vide order dated 04.06.2022, the same is annexed at page No. 31 of this paper book. He further submits that applicant is bona fide and she has not committed any offence of forgery as alleged while the same has been done by Akash Srivastava.

6. Learned counsel for opposite Party No.2 submits that the case of Akash Srivastava as well as the applicant is different and requested time for filing counter affidavit.

7. In view of the above facts and circumstances of the case, the trial proceedings of Case No.12808 of 2024, arising out of Case Crime No. 1062 of 2017, under Sections 409, 419, 420, 467, 468, 471, 120-B, 504, 506 Indian Penal Code, Police Station- Kotwali, District- Fatehpur pending in the court of Chief Judicial Magistrate, Fatehpur, District- Fatehpur shall remain stayed.

8. Two weeks' time is granted for filing counter affidavit. Rejoinder affidavit may be filed within two weeks thereafter.

9. Put up this case **as fresh on 20.01.2026** along with the connected matter.

(Praveen Kumar Giri,J.)

December 8, 2025

K.Tiwari