



HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL APPEAL No. - 10187 of 2025

Ram Daras Rajbhar

.....Appellant(s)

Versus

State of U.P. and Another

.....Respondent(s)

Counsel for Appellant(s)	:	Santosh Kr. Singh Paliwal
Counsel for Respondent(s)	:	G.A.

Court No. - 51

HON'BLE ANIL KUMAR-X, J.

1. Heard Sri Santosh Kumar Singh Paliwal, learned counsel for appellant, Sri Pankaj Kumar Rai, learned Advocate for informant / respondent and Sri Amrit Raj, learned AGA for State.

2. The present criminal appeal under Section 14-A(1) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, has been filed by the appellants with a prayer to allow this appeal and set aside the summoning order dated 06.08.2025 passed by Special Judge (S.C./S.T. Act), Azamgarh in Case Crime No.-209/2025 under section- 115(2), 351(3), 352 B.N.S. & 3(1)(4) 3(1) () & 3(2) 5 क SC/ST Act., Police Station- Mehnagar, District-Azamgarh, State Vs Rajesh Yadav and another. It is further prayed that this Hon'ble may graciously be pleased to stay the further proceeding of Case Crime No .-209/2025, under section- 115(2), 351(3), 352 B.N.S. & 3(1)(pi) 3(1) (घ) & 3(2) 5 क SC/ST Act. arising out of summoning order dated 06.08.2025, Police Station- Mehnagar, District-Azamgarh, (State Vs Rajesh Yadav and another), during pendency of the appeal.

3. Learned counsel for the appellant has submitted that the appellant, who is not named in the FIR, belongs to the same locality where the informant resides. Both of them are known to each other because certain litigation between the parties is pending, regarding which he has made specific mention in his petition. He has drawn attention towards paragraph nos. 13 to 17 of the memo of appeal.

4. However, learned counsel for the informant has submitted that the submissions raised by learned counsel for the appellant have no substance because the litigation mentioned by the appellant has no nexus with the

informant.

5. In the given circumstances, learned counsel for the informant is directed to file his counter affidavit, particularly in the light of the objections raised orally as well as in the memo of appeal filed by the appellant.

6. Put up as fresh on 3.2.2026.

7. Till then, the further proceedings of the aforesaid case shall remain stayed

January 19, 2026
Mukesh

(Anil Kumar-X,J.)