

Court No. - 73

Case :- APPLICATION U/S 482 No. - 36851 of 2024

Applicant :- Amit And 4 Others

Opposite Party :- State of U.P. and Another

Counsel for Applicant :- Dharendra Kumar Srivastava

Counsel for Opposite Party :- G.A.

Hon'ble Mrs. Manju Rani Chauhan,J.

1. Heard Mr. Dharendra Kumar Srivastava, learned counsel for the applicants and learned A.G.A. for the State.
2. This application under Section 482 Cr.P.C. has been filed to quash the charge sheet dated 10.06.2023 and cognizance order dated 28.08.2023 as well as entire criminal proceeding of Case No. 5803 of 2023 (State Vs. Amit and others) arising out of Case Crime No. 93 of 2023, under Sections 34, 498A, 323, 504, 506 IPC and Section 3/4 Dowry Prohibition Act, P.S. Jarcha, District Commissionerate Gautam Budh Nagar, pending in the Court of A.C.J.M., Court No.8, Commissionerate Gautam Budh Nagar.
3. Learned counsel for the applicants submits that the dispute between the parties is a matrimonial dispute and in case, the matter is referred for mediation, the parties may get an opportunity to amicably settle their dispute. He, therefore, submits that in view of the peculiar facts and circumstances of the present case, it will be in the interest of both the parties that the party may be referred for mediation to the Mediation Centre, High Court, Allahabad
4. Learned A.G.A. has no objection to this proposition.
5. Accordingly, the matter is referred to Mediation & Conciliation Centre of this Court. The applicants are directed to deposit a sum of Rs. 20,000/- by way of Demand Draft / pay order in the name of Registrar General A/c, Allahabad High Court Mediation & Conciliation Centre within a period of four weeks from today. After deposit of the aforesaid amount, office shall send a notice to the opposite party no.2 calling upon her to appear in the mediation proceedings. Rs. 20,000/- shall be payable to the opposite party no.2 on her appearance twice before the Mediation and Conciliation Centre. The Mediation Centre will submit its report in the matter within three months.
6. Issue notice to opposite party no.2 returnable at an early date.

7. List this case after three months alongwith the report of Mediation Centre.
8. Till the next date of listing, no coercive action shall be taken against the applicants in the aforesaid case.
9. If the amount, as directed above, is not deposited by the applicant within the aforesaid period, the stay order shall automatically come to an end and the office shall immediately list this case for further orders before the Court.

Order Date :- 5.11.2024

Md Faisal