

Court No. - 73

Case :- APPLICATION U/S 482 No. - 39326 of 2024

Applicant :- Shafeeq And 2 Others

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

Counsel for Applicant :- Keshari Nath Tripathi

Counsel for Opposite Party :- G.A.

Hon'ble Raj Beer Singh,J.

Heard learned counsel for the applicants and learned AGA for the State.

It has been argued by learned counsel for the applicants that sister of applicant Nos. 2 and 3 was married with son of opposite party No. 2/complainant and there was some matrimonial dispute between them. The sister of applicant Nos. 2 and 3 has lodged a first information report against her husband and his family members on 23.02.2022, under Sections 498-A, 376, 323, 504 506 I.P.C. and 3/4 of D.P. Act and after that the impugned complaint has been lodged by the complainant as a counterblast to that case. Referring to the facts of the matter, it was submitted that the impugned proceedings are counterblast and malicious and thus, liable to be quashed.

Matter requires consideration.

Issue notice to opposite party no. 2, returnable at an early date. Steps be taken within a week.

Opposite party no. 2 may file counter affidavit within four weeks.

List on 26.05.2025.

Till the next date of listing, no coercive action shall be taken against the applicants, namely, **Shafeeq, Waseem and Shamim** in complaint case No. 32928 of 2022, under Sections 323, 504 IPC, P.S. Civil Lines, district Moradabad, pending in the court of A.C.J.M., Court No. 2, Moradabad.

Order Date :- 4.3.2025

Anand