



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 45843 of 2025

Amit Kumar Chaubey

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s)	:	Arvind Singh
Counsel for Opposite Party(s)	:	G.A.

Court No. - 79

HON'BLE CHAWAN PRAKASH, J.

1. Heard Sri Arvind Singh, learned counsel for the applicant, learned A.G.A. for the State and Sri B.P. Singh, Advocate holding brief of Sri Devesh Pandey, learned counsel for the opposite party no. 2.

2. The present application under Section 528 B.N.S.S. has been filed to quash the entire proceeding of Case No. 10472 of 2025 (State Vs. Amit Kumar Chaubey and others), in Case Crime No.187 of 2024, under Sections 419, 420, 467, 468, 471, 447 I.P.C., Police Station Robertsganj, District Sonbhadra as well as charge sheet no. 449 of 2024 dated 25.08.2024 and cognizance/summoning order dated 24.09.2025 passed by Chief Judicial Magistrate, Sonbhadra, pending in the court of Chief Judicial Magistrate, Sonbhadra.

2. Learned counsel for the applicant submits that the applicant had filed Criminal Misc. Writ Petition No. 5100 of 2024 and a Division Bench of this Court vide order dated 25.04.2024 disposed of the said writ petition directing that till the submission of police report under Section 173(2) Cr.P.C. respondents are restrained from arresting the petitioner pursuance to the First Information Report subject to cooperation in ongoing investigation. Thereafter charge sheet was submitted and the learned Magistrate took cognizance vide order dated 24.09.2025. He further submits that the applicant is bonafide purchaser of land in question.

3. Learned counsel for the opposite party no. 2 as well as learned A.G.A. may file counter affidavit within two weeks. Rejoinder affidavit, if any,

may be filed within one week thereafter.

4. Put up this case as fresh on 13.05.2026.

5. Till then, no coercive action shall be taken against the applicant in the aforesaid case.

(Chawan Prakash,J.)

April 22, 2026
Rmk.