

Court No. - 73

Case :- APPLICATION U/S 482 No. - 41515 of 2024

Applicant :- Viswash Pandey

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

Counsel for Applicant :- Dharmendra Kumar,Raj Kumar
Tripathi,Rakesh Kumar

Counsel for Opposite Party :- G.A.

Hon'ble Vikas Budhwar,J.

1. Contention of learned counsel for the applicant is that the marriage of the applicant stood solemnized with the opposite party no2 on 28.06.2020. However on account of matrimonial discord, certain differences stood arose, which emanated in lodging of the complaint. Learned counsel for the applicant has further argued that in case the matter is referred to Mediation and Conciliation Centre, High Court, Allahabad there are bright chances and all possibilities of the issue being settled between the parties.

2. Accordingly, the matter is referred to Mediation & Conciliation Centre of this Court with the following directions (conditions):-

(a) The applicant no.1 is directed to deposit a sum of Rs 25,000/- by way of demand draft in favour of Registrar General, Allahabad High Court Mediation & Conciliation Centre within a period of two weeks from today to the In charge Mediation and Conciliation Centre, High Court, Allahabad.

(b) After deposit of the aforesaid money by the applicant no.1, office shall send a notice to the opposite party no.2 fixing a date to appear before the Mediation and Conciliation Centre of this Court.

(c) Out of aforesaid amount, a sum of Rs 15,000/- shall be payable to the opposite party no.2 on her appearance before the Mediation Centre. A sum of Rs. 3,000/- shall be payable to the Mediation Centre.

(d) The rest amount of Rs 7000/- shall be abide by the outcome of mediation.

(e) In case, mediation succeeds, the above amount Rs 7000/- (rest amount) shall be adjusted accordingly.

(f) In case, mediation fails, the said amount Rs. 7000/- (rest amount) shall be returned to the applicant no.1 within two weeks from the date of final order passed by the mediation centre.

(g) The Mediation Centre will submit its report in the matter within two months.

3. In addition to the same issue notice to the opposite party no. 2.
4. All the opposite parties may file counter affidavit, if any, within four weeks. Rejoinder, if any, may be filed within two weeks thereafter.
5. List this case on 29.07.2025 before the appropriate Bench along with the report of Mediation and Conciliation Centre, High Court, Allahabad.
6. Till the next date of listing, the further proceedings with regard to summoning order dated 05.8.2024 (Priya Pandey vs. Viswash Pandey) passed in Complaint Case No. 474 of 2023, under Sections 498-A, 323, 504 & 506 IPC and 3/4 Dowry Prohibition Act, Police Station- Sujanganj District Jaunpur pending before learned Addl. Civil Judge (S.D)/ Addl. Chief Judicial Magistrate, Jaunpur in so far as it pertains to the applicant, shall remain stayed.
7. It is made clear that in case, the said amount, as directed above, is not deposited by the applicant and any condition so entrusted upon the applicant is not complied with within the aforesaid period, the interim protection granted by this Court shall automatically come to an end and it will be open for the concerned court below to proceed against the applicants in accordance with law.

Order Date :- 20.3.2025

C. MANI

(Vikas Budhwar,J.)