



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 52430 of 2025

Nitin Gupta And 5 Others

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s)	:	Kundan Kumar, Soneya Advani
Counsel for Opposite Party(s)	:	G.A., Preete Chaudhary

Court No. - 79

HON'BLE TEJ PRATAP TIWARI, J.

1. Heard learned counsel for the applicants, learned counsel for the opposite party no. 2, learned A.G.A. for the State and perused the record.
2. The present application under Section 528 BNNS has been filed to quash the impugned charge sheet dated 30.01.2024 and summoning order dated 20.06.2024 passed by Additional Chief Judicial Magistrate, Agra as well as entire proceedings of Case No. 118605 of 2024 (State Vs. Nitin Gupta and others), arising out of Case Crime No. 126 of 2023, under Sections 498A, 323, 504, 506, 377, 354, 354Kha, 307, 420, 467, 468, 406 IPC and Section 3/4 D.P Act, Police Station- Jagdishpura, District Agra, pending in the court of Additional Chief Judicial Magistrate, Court No. 2, Agra.
3. Issue notice to opposite party no. 2 returnable at an early date.
4. Learned counsel for the applicants submits that the matter relates to 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 case may be referred for mediation to the Mediation Centre, High Court, Allahabad.
5. The Court is also satisfied on the basis of record and the submissions made before it that the nature of litigation is such that there is a chance to resolve the matter through process of mediation and an attempt ought to

be made to explore that possibility.

6. Accordingly, the matter is referred to Mediation & Conciliation Centre of this Court, the applicant no. 1 will deposit Rs. 1,00,000/- within three weeks at the Mediation Centre. After deposit of the aforesaid amount, office shall send a notice to the opposite party no.2 calling upon him to file counter affidavit. Out of Rs.1,00,000/-, Rs.45,000/- shall be payable to the opposite party no.2 on his first appearance and thereafter, Rs. 45,000/- shall be payable on his second appearance before the Mediation and Conciliation Centre and remaining Rs.10,000/- shall be payable to the Mediation and Conciliation Centre. The Mediation Centre will submit its report in the matter within three months.

7. List this case after three months along with 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 applicants within the aforesaid period, the stay order shall automatically come to an end.

(Tej Pratap Tiwari,J.)

March 16, 2026

Nisha