

Court No. - 43

Case :- CRIMINAL MISC. WRIT PETITION No. - 4626 of 2024

Petitioner :- Pranav Dixit And 3 Others

Respondent :- State Of Up And 2 Others

Counsel for Petitioner :- Anubhav Singh

Counsel for Respondent :- G.A.

Hon'ble Siddhartha Varma,J.

Hon'ble Ram Manohar Narayan Mishra,J.

1. Sri HMB Sinha, learned counsel appearing on behalf of petitioner by filing his Vakalatnama, which is taken on record.

2. Heard Sri HMB Sinha, learned counsel alongwith Sri Ahubhav Singh and Anurag Arora, learned counsel for the petitioners, Sri Amit Tripathi, learned counsel for the respondent No.3 and learned A.G.A. for the State.

2. Challenge in this writ petition is to the first information report dated 01.03.2024 giving rise to Case Crime No. 009 of 2024 under Sections 498-A, 504, 354, 377 IPC and 3/4 Dowry Prohibition Act, 1961, P.S.- Mahila Thana, District Kanpur Nagar.

3. Learned counsel for petitioners submits that the instant FIR has been lodged due to matrimonial discord between the petitioner no.1 and respondent no.3. He, however, submits that there is likelihood of settlement of the matrimonial dispute between the parties.

4. Learned counsels for the parties admit that there are chances of reconciliation between the parties.

5. The petitioners are directed to deposit a sum of Rs. 35,000/- 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 two weeks from today. Out of aforesaid amount, a sum of Rs. 15,000/- shall be payable to the Victim on her first appearance and Rs. 15,000/- on her second appearance before the Mediation and Conciliation Centre. The balance amount of Rs. 5,000/- shall be retained by the Mediation Centre towards cost of mediation. The learned counsel for the parties agree that the parties shall appear before Mediation Centre on 16.04.2024. The Mediation Centre shall submit its report in the matter within three months.

6. List this case after three months.

7. In view of the facts as noted above and that the matter has been referred for mediation at the Mediation and Conciliation Centre, High Court, Allahabad, as an interim measure it is provided that no coercive action shall be taken against the petitioners in the aforesaid case till the next date of listing, from the date of deposit of amount as directed herein above.

8. However, it is provided that if the amount, as directed above, is not deposited by the petitioners within the aforesaid period, the protection granted to the petitioners shall automatically stand vacated and the instant writ petition shall stand dismissed, without any further reference to the Court.

Order Date :- 28.3.2024

Ashish/-