

Court No. - 45

Case :- CRIMINAL MISC. WRIT PETITION No. - 7930 of 2022

Petitioner :- Smt. Anita Singh And Another

Respondent :- State Of U.P. And 4 Others

Counsel for Petitioner :- Dheeraj Singh (Bohra)

Counsel for Respondent :- G.A.,Dheeraj Kumar Singh

Hon'ble Vivek Kumar Birla,J.

Hon'ble Vinod Diwakar,J.

1. Shri Harish Singh, Advocate holding brief of Shri Dheeraj Kumar Singh, learned counsel for the informant has filed a mention slip alongwith a copy of the whatsapp message sent to the learned counsel for the petitioners that the case shall be taken up in the first call. Mention slip also carries endorsement that the whatsapp message has been duly received, which is taken on record.

2. Learned counsel for the petitioners is not present. Therefore, we proceed to hear the matter on merits.

3. Heard Shri Harish Singh, Advocate holding brief of Shri Dheeraj Kumar Singh, learned counsel for the informant and Shri G.P. Singh, learned A.G.A. for the State respondent.

4. This writ petition has been filed for quashing the impugned First Information Report dated 14.05.2022 in Case Crime No. 96 of 2022, under Sections 498A, 323, 506, 307, 406, 313 I.P.C. and Section 3/4 of D.P. Act, Police Station Mahila Thana, District Ghaziabad.

5. Learned counsel for the informant has placed before this Court a copy of the report dated 20.02.2023, according to which charge-sheet has been submitted against three accused persons under Sections 498-A, 406 I.P.C. and Section 3/4 of D.P. Act, however, an observation has been made that the mediation is pending in the present case, therefore S.C.D. shall be forwarded as per the mediation report.

6. On perusal of record, we find that vide order dated 13.07.2022, the matter was referred to Mediation Centre and as per mediation report dated 11.10.2022 the mediation has been completed and no

agreement is entered into between the parties, as such the mediation has failed.

7. In such view of the matter, the present petition, after charge-sheet having been filed, has become infructuous. The writ petition is dismissed as having become infructuous.

Order Date :- 30.10.2023

Shafique