

Court No. - 12

Case :- APPLICATION U/S 482 No. - 11740 of 2023

Applicant :- Smt. Ratn Priya Shukla @ Ratn Priya Dixit

Opposite Party :- State Of U.P. Thru. Prin. Secy. Home Lko. And 5 Others

Counsel for Applicant :- Veer Bahadur Yadav, Ashwini Kumar Singh

Counsel for Opposite Party :- G.A.

Hon'ble Rajeev Singh, J.

1. Heard learned counsel for the applicant and learned A.G.A. for the State.

2. The present application under Section 482 Cr.P.C. is filed with the prayer to quash the entire proceeding arising out of Case Crime No.0404/2022 under Sections 498-A, 323, 504, 506 I.P.C., and Section 3/4 D.P. Act, Police Station Mill Area, District Raebareli.

3. Learned counsel for the applicant has submitted that marriage of the applicant no.1 was solemnized with the private respondent but due to some trivial issues, F.I.R. of the case in question was lodged. He further submitted that charge sheet was filed by the Investigating Officer and request was made before the Principal Judge, Family Court, Raebareli for mediation, which is registered as Prelitigation Application No.73/2023 and after mediation, the issue was resolved and the applicant agreed to reside with her in-laws and presently, she is enjoying her matrimonial life, therefore, she requested for quashing of the impugned proceeding.

4. Learned A.G.A. has no objection and he also submitted that on the basis of order dated 22.5.2023 passed by the Court of Principal Judge, Family Court, Raebareli, the issue has already been resolved.

5. Considering the submissions of learned counsel for the parties, going through the record, as the issue has already been resolved in mediation before the Principal Judge, Family Court, Raebareli and there is no possibility of conviction, in such circumstances, this Court is of the view that

impugned proceeding is liable to be set aside.

6. Accordingly, the present application under Section 482 Cr.P.C. is **allowed** and the impugned proceeding is set aside.

7. Office is directed to communicate this order to the court below.

Order Date :- 2.12.2023

Gaurav/-