

Court No. - 13

Case :- APPLICATION U/S 482 No. - 11120 of 2024

Applicant :- Anju Singh @ Anjali And Another

Opposite Party :- State Of U.P. Thru. Prin. Secy. Deptt. Of Home U.P. Lko. And Another

Counsel for Applicant :- Rajendra 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 instant application is filed with the prayer to quash the proceeding of Criminal Case NO.086844 of 2022, Case Crime No.331/2021, under Sections 323, 452 I.P.C., Police Station Krishna Nagar, District - Lucknow.

3. In pursuance of earlier order, private respondent is present before this Court and she categorically stated that F.I.R. was filed by her and after detail investigation, charge sheet was submitted by the Investigating Officer.

4. Learned counsel for the applicant submits that there is a matrimonial dispute in between the private respondent and her husband. He further submits that private respondent was not making payment of the taxi, which was hired from the applicant, then complaint was made to her husband and her husband called the applicant and some quarrel was taken place in between the applicant and husband of the complainant, as a result, F.I.R. of the case in question was lodged. He also submits that malicious prosecution should not be proceeded, therefore, indulgence of this Court is necessary.

5. Learned A.G.A. oppose the prayer of the applicant and submits that all the facts were already been examined, and after detail investigation, charge sheet was filed. He also relies on the decision of this Court in the case of **C.B.I. Vs. Aryan Singh** reported in **2023 SCC Online SC 379**.

6. Considering the submissions of learned counsel for the parties, going through the record of the application as well as other relevant documents, as evidences collected by the Investigating Officer cannot be evaluated at this stage, accordingly, the present application under Section 482 Cr.P.C. is misconceived and is hereby, **dismissed**.

Order Date :- 18.12.2024

Gaurav/-