HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. WRIT PETITION No. - 3265 of 2025

Naman Tyagi And 4 Others

.....Petitioner(s)

Versus

State Of U.P. And 3 Others

.....Respondent(s)

Counsel for Petitioner(s)	:	Akash Tyagi, Neha Tyagi
Counsel for Respondent(s)	:	Sandeep Kumar Rai, G.A.

Court No. - 47

HON'BLE RAJEEV MISRA, J.
HON'BLE DEVENDRA SINGH-I, J.

1. Heard Mr. Gaurav Advocate holding brief of Mr. Akash Tyagi, the learned counsel for petitioners and the learned A.G.A. for State-respondents 1, 2 and 3.

2. Perused the record.

3. Petitioners- Naman Tyagi and 4 others have approached this Court by means of present Criminal Misc. Writ Petition challenging the FIR dated 24.01.2025 lodged by the first informant-respondent-4 Smt. Vanshika Tyagi and registered as Case Crime No. 0058 of 2025, under Sections 85, 115(2), 352, 351(2) of B.N.S., 2023 and Section 3/4 of D.P. Act, Police Station- Kankerkhera, District Meerut.

4. Present writ petition came up for admission on 19.02.2025 and this Court passed the following order;-

> *"1. Heard learned counsel for the petitioners and learned A.G.A. for the State.*
>
> *2. Sri Sandeep Kumar Rai, Advocate has filed vakalatnama on behalf respondent no. 4 is taken on record.*
>
> *3. This writ petition has been filed with the prayer to quash the First Information Report dated 24.01.2025, registered as Case Crime No. 0058 of 2025, under Sections- 85, 115(2), 352, 351(2) of B.N.S., 2023 and Section 3/4 of Dowry Prohibition Act, Police Station- Kankerkhera, District- Meerut.*

4. It is stated that petitioners have been falsely implicated in the First Information Report and there is a genuine matrimonial issue in respect of which mediation ought to be tried first before proceeding with criminal investigation as it has the potential of disturbing the marital life for all times to come. Submission is that the matter be referred to Mediation Centre of this Court.

5. In the facts of the present case, we are of the view that an attempt be made to resolve the differences between the parties by way of mediation. It is, therefore, directed that petitioners shall deposit a sum of Rs. 30,000/- within two weeks from today with the Mediation Centre out of which Rs. 25,000/- shall be paid to the respondent no. 4 for appearance before the Mediation Centre. The remaining amount shall go to mediation centre towards the expenses of mediation.

6. The matter is remitted to the Mediation Centre with the direction that same may be resolved after giving notices to both the parties.

7. It is directed that Mediation Centre shall make all endeavours to resolve the dispute amicably, expeditiously, preferably within a period of three months.

8. List after three months.

9. Till the next date of listing, no coercive action shall be taken against the petitioners pursuant to the aforesaid First Information Report.

10. After depositing the amount as aforesaid, notice shall be issued to the parties. In the event of failure of compliance, the petition shall stand dismissed without reference to the Court."

5. Pursuant to the order dated 19.02.2025 parties appeared for mediation at Mediation and Conciliation Centre of High Court, Allahabad. Unfortunately no amicable settlement could be arrived at between the parties. Accordingly, the Mediation and Conciliation Centre of High Court, Allahabad has submitted its report dated 26.07.2025, stating therein that no settlement could be arrived at by the parties.

6. Leaned counsel for the petitioners submits that during pendency of present writ petition, Investigating Officer, upon completion of statutory investigation of aforesaid case crime number has submitted the charge sheet and upon which cognizance has also been taken by the jurisdictional Magistrate. He further contends that, notwithstanding the failure of mediation between the parties, they have arrived at an amicable settlement outside the Court.

7. Be that as it may once cognizance has been taken by the jurisdictional Magistrate upon charge sheet submitted by the Investigating Officer, therefore, in view of above and also the law laid down by Apex Court in the case **Pradnya Pranjal Kulkarni Vs. State of Maharashtra and Another, 2025 SCC OnLine SC 1948**, the present writ petition has been rendered infructuous.

8. It is accordingly dismissed as having rendered infructuous.

9. Interim order, if any, shall stand vacated.

October 23, 2026
Vikram

(Devendra Singh-I,J.) (Rajeev Misra,J.)

Digitally signed by :-
VIKRAM SINGH
High Court of Judicature at Allahabad