HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. WRIT PETITION No. - 9258 of 2025

Kaleem Ahmad And 7 Others

.....Petitioner(s)

Versus

State Of U.P. And 2 Others

.....Respondent(s)

Counsel for Petitioner(s)	:	Ashok Kumar Singh Bais
Counsel for Respondent(s)	:	G.A., Muskan Pandey

Court No. - 47

HON'BLE RAJEEV MISRA, J.
HON'BLE JAI KRISHNA UPADHYAY, J.

1. Heard Ms. Maya Devi holding brief of Mr. Ashok Kumar Singh Bais, the learned counsel for petitioners and the learned A.G.A. for State/respondents 1 and 2.

2. Even though the names of Ms. Muskan Pandey is duly published in the cause list as counsel for private respondent, however neither he nor any one on his behalf is present to oppose this writ petition even in revised call.

3. Perused the record.

4. Petitioners-Kaleem Ahmad And 7 Others have approached this Court by means of present Criminal Misc. Writ Petition challenging the F.I.R. dated 17.04.2025 lodged by first informant/respondent-3, Arzoo Ansari and registered as Case Crime No. 125 of 2025 under Sections 85, 115 (2) 352 BNS, and Section 3/4 D. P. Act and Section 3/4 Protection of Rights on marriage of Muslim Women Act, 2019, Police Station-Gangoh, District-Saharanpur.

5. Present writ petition came up for admission on 08.05.2025 and this court passed the following order:

"1. Heard learned counsel for the petitioners and learned A.G.A. for the State.

2. This writ petition has been filed with the prayer to quash the First Information Report dated 17.04.2025 registered as Case Crime No.125/2025, under sections 85, 115 (2), 352, B.N.S. and under section 3/4 D.P. Act, and also Under Section 3/4 Protection of Rights on marriage of Muslim Women Act 2019, Police Station Gangoh, District Saharanpur and for a direction to the respondents not to arrest the petitioners in pursuance of impugned First Information Report.

3. 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.

4. 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. 35,000/- within three weeks from today with the Mediation Centre out of which Rs.30,000/- shall be paid to the wife of petitioner no.1 for appearance before the Mediation Centre. The remaining amount shall go to mediation centre towards the expenses of mediation.

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

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

7. List after three months.

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

9. It is made clear that in case there occurs default by the petitioners either in depositing the amount or in appearing before the Mediation Centre on the date fixed, the interim order shall cease to operate and the Mediation Centre shall immediately communicate with the office which in turn shall list the case within a week before the appropriate Bench for passing orders in the matter.

Order Date :- 8.5.2025 "

6. Pursuant to aforesaid order, Mediation and Conciliation Center, High Court Allahabad has submitted a report dated 16.09.2025 stating therein that the parties appeared for Mediation at Mediation and Conciliation Center, High Court Allahabad but they could not arrive at an amicable settlement.

7. On the matter being taken up, the learned counsel for petitioners submits that petitioners do not wish to press this writ petition any further. He, therefore, submits that present writ petition be dismissed as withdrawn.

8. Learned A.G.A. representing State/ respondents 1 and 2 has no objection to the prayer made by the learned counsel for petitioners.

9. In view of above, this writ petition is hereby dismissed as withdrawn.

10. Interim order, if any, granted earlier shall stand vacated.

October 6, 2026
YK

(Jai Krishna Upadhyay,J.) (Rajeev Misra,J.)

Digitally signed by :-
YASHWANT KUMAR
High Court of Judicature at Allahabad