

**Court No. - 91**

**Case :- APPLICATION U/S 482 No. - 25891 of 2023**

**Applicant :- Rajnesh And 4 Others**

**Opposite Party :- State of U.P. and Another**

**Counsel for Applicant :- Sanjive Kumar Gupta**

**Counsel for Opposite Party :- G.A.**

**Hon'ble Gajendra Kumar,J.**

Heard learned counsel for the applicants and learned A.G.A. for the State.

This instant application under Section 482 Cr.P.C, has been filed by the applicants with the prayer to quash the order dated 30.05.2023 passed by Special Judge D.A.A./Additional Sessions Judge, Court No.5, Budaun in Misc. Case No.1102 of 2023, under Section 395 IPC, Police Station Binawar, District Budaun.

It is submitted by learned counsel for the applicant that the present matter may be amicably settled by way of mediation and conciliation, therefore, the matter may be referred to the Mediation and Conciliation Centre of this Court.

Issue notice to the opposite party no. 2, returnable at an early date. Steps may be taken within a week.

In view of the above, it is directed that applicants shall deposit a sum of Rs. 10,000/- within two weeks from today with the Mediation Centre of this Court out of which Rs. 5,000/- shall be paid to the opposite party no. 2, on the date fixed, for his appearance before the Mediation Centre and Rs. 5000/- be retained by the Mediation Centre as mediation fee.

The matter is remitted to the Mediation Centre with the direction that after deposit of such amount, by the applicants, it shall issue notice to the parties fixing some date for mediation and shall make all possible efforts to conclude the mediation and conciliation proceedings expeditiously, preferably within a period of two months.

List this case after three months before the appropriate Bench along with report of mediation centre.

Till the next date of listing, proceedings of order dated 30.05.2023

passed by Special Judge D.A.A./Additional Sessions Judge, Court No.5, Budaun in Misc. Case No.1102 of 2023, under Section 395 IPC, Police Station Binawar, District Budaun, shall remain stayed against the applicant.

It is made clear that in case there occurs default by the applicant 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 :- 20.7.2023**

Sanjeet