

**Case :-** APPLICATION U/S 528 BNSS No. - 11140 of 2025

**Applicant :-** Krishna Kumar And 6 Others

**Opposite Party :-** State Of U.P. And 2 Others

**Counsel for Applicant :-** Adwitiya Prakash Tiwari, Amit Singh, Anshuman Singh

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

**Hon'ble Arun Kumar Singh Deshwal, J.**

1. Heard Sri Anshuman Singh, learned counsel for the applicants and Sri Sandeep Chaudhary, learned A.G.A. for the State.

2. The instant application has been filed to quash the charge sheet dated 24.6.2021 as well as entire proceeding of case crime No. 400 of 2014, u/s 498A, 323, 504, 506 IPC and 3/4 D.P. Act, P.S. Tharvai, District Prayagraj.

3. From perusal of the record, it appears that in the present case, F.I.R. was lodged on 16.12.2014 being F.I.R. No. 246 of 2014 in Case Crime No. 400 of 2014 at P.S. Tharwai, District Prayagraj. Thereafter, the charge sheet was filed almost after seven years on 24.6.2021, whereupon the cognizance was taken almost after three years i.e. on 12.3.2024. This fact shows sheer negligence on the part of police as well as concerned court.

4. In view of the above, D.C.P., Gangapar is directed to file his personal affidavit, mentioning the reason as to why the police took almost seven years to submit the charge sheet, though the F.I.R. was lodged on 16.12.2024.

5. It is further directed that the District Judge, Allahabad shall submit his report after seeking explanation from the concerned Magistrate as to why the cognizance was taken almost after three years, though the charge sheet was filed in the year 2021. The District Judge shall send his report through electronic mode to the Registrar (Compliance).

6. Put up on 21.4.2025 as fresh.

7. Registrar (compliance) is directed to communicate this order to the D.C.P., Gangapar and the District Judge, Allahabad for necessary compliance.

**Order Date :-** 7.4.2025

Vandana