



HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

Cr.M.P. No.513 of 2023

Surendra Thakur & Ors **Versus** State Of Chhattisgarh & Anr.

09.03.2023	<p>Shri Parth Shrivastava, counsel for the Petitioners.</p> <p>Heard on admission.</p> <p>Admit.</p> <p>Shri Vimlesh Bajpai, G.A appears, accepts notice on behalf of the State/Respondent No.1 and prays time to file reply.</p> <p>Issue notice to Respondent No.2 only on payment of PF as per rules.</p> <p>Also heard on IA No.01/2023, an application for grant of stay/interim relief.</p> <p>Issue notice to the said Respondent on this application also, as above.</p> <p>Shri Shrivastava submits that the in-laws have never stayed with the Complainant/Respondent No.2 and omnibus allegations were made against them in the FIR, which was also lodged at a belated stage. He draws attention of the Court towards the counseling proceedings as also to the order dated 16.11.2022 passed by the Additional Sessions Judge, (2nd FTSC) Bilaspur in Bail Petition No.2761/2022, whereby anticipatory bail was granted to the Petitioners wherein, it has been categorically mentioned that the Complainant/Respondent No.2 is living separately in a Government quarter and the present Petitioners are living in another house, therefore, prays that considering all these aspects, the impugned FIR and the consequent proceedings may be stayed.</p> <p>In view of above, purely as an interim measure, it is ordered that the effect and operation of the impugned FIR No.65/2022 dated 06.11.2022 registered at PS Mahila Thana, Bilaspur for the offence under Sections 498-A and 294/34 IPC shall remain stayed till the next date of hearing.</p>



Meanwhile learned State Counsel may file reply.

Post the matter after service is complete.

Sd/-

(Deepak Kumar Tiwari)
Judge

