

Hon'ble Servesh Kumar Gupta, J.

Mr. Mohd. Azim, Advocate, for the applicants.

Mr. K.S. Rautela, AGA for the State.

Having heard learned counsel for the parties, it appears that an FIR was lodged by Neha Bhardwaj against her husband Manish Parashar and four others - family members of her in-laws' house.

Learned counsel for the applicants argued that this First Information Report was lodged only when Manish Parashar filed a divorce petition before Principal Judge, Family Court, Lucknow on 12.07.2011 and prior thereto, he has also filed a petition for restitution of conjugal rights.

The Investigating Officer, after collecting the evidence during the course of investigation, has submitted chargesheet only against the present applicants while he has absolved Meena Prashar and Shubha Khalal having no complicity in the crime.

Considering the facts and circumstances of the case, this Court is not inclined to interfere with impugned order and hamper the proceedings pending in the court below.

The petition is bereft of merit and liable to be dismissed. The petition is accordingly dismissed *in limine*. However, if applicants surrender before the court concerned, their bail applications may be heard without any unnecessary delay.

(Servesh Kumar Gupta, J.)

28.09.2012