



**HIGH COURT OF JUDICATURE AT ALLAHABAD**

**CRIMINAL APPEAL No. - 10866 of 2024**

Nitin Saini

.....Appellant(s)

Versus

State of U.P. and Another

.....Respondent(s)

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Counsel for Appellant(s)	:	Chandra Bhan
Counsel for Respondent(s)	:	Dinesh Kumar Yadav, G.A.

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**Court No. - 83**

**HON'BLE SHEKHAR KUMAR YADAV, J.**

1. As per the allegations made in the First Information Report, the appellant Nitin Saini is a gym trainer running a gym in the name and style of "Fit & Lift" situated at Madhavpuram, Prem Vihar, Meerut. It is alleged that on 29.04.2024 at about 07:57 PM, while the victim Anita was working out in the said gym, the appellant abused her by using caste-based slur "Chamari Chamatti", pushed her on the chest using force, hurled filthy abuses, and subsequently drove her out of the premises.
2. The alleged acts of the appellant attract provisions of Section 3(2)5 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 as well as relevant provisions of the Indian Penal Code (IPC).
3. As per the statement of the victim recorded under Section 164 Cr.P.C., she has further stated that the appellant prepared obscene videos of her friend Aarti and has been sending such obscene material to Aarti for the last six to seven months. The said allegations may also attract offences punishable under Sections 354 & 504 IPC.
4. It is a matter of serious concern that presently male gym trainers are imparting training to female clients without adequate safeguards to ensure their safety and dignity.
5. Considering the aforesaid circumstances, the Investigating Officer of Police Station Brahmpuri, Meerut is directed to file a personal affidavit indicating:
  - (i) Whether the gym operated by the appellant is duly registered under the

law,

(ii) Whether the appellant has been arrested in connection with the present case or not ?

(iii) Whether in the gym, trainers are female or not?

6. Put up this matter on 08.09.2025 as fresh.

**August 27, 2025**

Ajeet

**(Shekhar Kumar Yadav,J.)**