

Court No. - 89

Case :- APPLICATION U/S 482 No. - 39257 of 2023

Applicant :- Badal Yadav

Opposite Party :- State Of U.P.And 3 Others

Counsel for Applicant :- Sudhir Kumar Agarwal,Satyawan Yadav

Counsel for Opposite Party :- G.A.

Hon'ble Deepak Verma,J.

1. Shri Chandramani Singh has filed Short Counter Affidavit along with Vakalatnama on behalf of opposite party no.2 today is taken on record.

1A. Heard learned counsel for the applicant, Shri Chandramani Singh, learned counsel for opposite party no.2 and learned A.G.A. for the State.

2. The present 482 Cr.P.C. application has been filed to quash the entire proceedings in Session Trial No.580 of 2023 (State Vs. Ankur Kanojia) in pursuance of the charge sheet dated 29.10.2022 arising out of Case Crime No.226 of 2022, under sectiond 354, 504, 506, 323 IPC and 9(g)/10 POCSO Act, Police Station Phephna, District Ballia, pending in the court of learned Additional Sesisons Judge-VIII.POCSO Act, Ballia.

3. Learned counsel for the applicant submits that the charge sheet has been submitted, the parties have reconciled their differences and entered into compromise have entered between them which has been reduced in writing as Annexure 9 to the Affidavit.

4. Learned counsel appearing for the opposite party no. 2 does not dispute the correctness of the facts.

5. Accordingly, it is provided that the parties shall appear before the court below along with a certified copy of this order on the next date fixed. It is therefore expected that the trial court may fix a date for the verification of the compromise entered into between the parties and pass an appropriate order to that effect within next four weeks. It shall be open to the applicants to file a fresh application U/S 482 at that stage for the relief sought herein.

6. In view of the above, the present application is **disposed of**.

7. For a period of five weeks, no coercive measure shall be taken against the applicant.

Order Date :- 27.10.2023

SFH