

Court No. - 87

Case :- APPLICATION U/S 482 No. - 40868 of 2023

Applicant :- Nadeem Ahmad Farooqui

Opposite Party :- State of U.P. and Another

Counsel for Applicant :- Vijay Kumar Mahendra

Counsel for Opposite Party :- G.A.

Hon'ble Neeraj Tiwari,J.

1. Sri Vinod Kumar, advocate put in appearance on behalf of opposite party no. 2 and has filed vakalatnama, which is taken on record.

2. Heard learned counsel for the applicants, learned AGA and Sri Vinod Kumar, learned counsel for the opposite party no.2.

3. The present application under section 482 Cr.P.C. has been filed for quashing the entire proceeding of Case No. 2930 of 2000 (State vs. Nadeem Ahmad and others), under Section 147, 323 IPC, Police Station- Civil Lines, District- Aligarh, pending in the Court of C.J.M., Aligarh.

4. Learned counsel for the applicants submitted that now the parties have entered into compromise and compromise deed has also been filed before C.J.M., Aligarh on 12.09.2022. He next submitted that in light of compromise, present proceeding may be quashed.

5. Sri Vinod Kumar, learned counsel for the opposite party no.2 has not objected the aforesaid fact and submitted that in case proceedings is quashed, he would have no objection.

6. In view of above, the applicants and opposite party no. 2 do not want to pursue the case any further as stated by them. The matter has been mutually settled between the parties, therefore, no useful purpose would be served in proceeding with the matter further.

7. Thus in view of the well settled principle of law as laid down by the Hon'ble Apex Court in the matters of **Krishnappa & Ors. vs. State of Karnataka; 2021 0 Supreme(SC) 529, Parbatbhai Aahir @ Parbatbhai Bhimsinhbhai Karmur and Ors. vs. State of Gujarat and another; 2017 9 SCC 641, B.S. Joshi Vs. State**

of Haryana; 2003(4) SCC 675, Nikhil Merchant Vs. Central Burea of Investigation and another; (2008) 9 Supreme Court Cases 677, Gian Singh Vs. Stated of Punjab; (2012) 10 SCC 303 and Narinder Singh & others Vs. State of Punjab and another; (2014) Supreme Today 642, the proceedings of the aforesaid case is hereby quashed.

8. The present application is, accordingly **allowed**. No order as to costs.

Order Date :- 24.11.2023

Arvind