

Court No. - 87

Case :- APPLICATION U/S 482 No. - 40686 of 2023

Applicant :- Ranjan Upadhyay

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

Counsel for Applicant :- Rakesh Kumar Pandey

Counsel for Opposite Party :- G.A., Prashant Pandey

Hon'ble Neeraj Tiwari, J.

1. Heard learned counsel for the applicant, learned AGA for the State and Sri Prashant Pandey, learned counsel for the opposite party no.2.

2. Learned counsel for the applicant submitted that earlier he has filed Application U/S 482 No. 27062 of 2022 before this Court in which this Court vide order dated 23.9.2022 referred the matter for verification.

3. In compliance of order dated 23.9.2022, learned trial Court has verified the said compromise deed entered between the parties on 29.10.2022.

4. Sri Prashant Pandey, learned counsel for the opposite party no. 2 has not disputed the aforesaid facts and also submitted that in case aforesaid proceeding is quashed, he would have no objection.

5. Learned AGA for the State has also not disputed the aforesaid facts.

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 Bureau of Investigation and another; (2008) 9 Supreme Court Cases 677, Gian Singh Vs. State of Punjab; (2012) 10 SCC 303 and***

Narinder Singh & others Vs. State of Punjab and another;
(2014) Supreme Today 642, proceedings of Case No.204 of 2022 (State vs. Ranjan Upadhyay and others) pending before ACJ (JD), Court No.21, Allahabad arising out of Case Crime No. 174 of 2021 under Sections 498-A, 323, 504, 506 I.P.C. and 3/4 D.P. Act, Police Station Daraganj, District-Prayagraj are hereby quashed.

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

Order Date :- 7.12.2023

Junaid