

Court No. - 87

Case :- APPLICATION U/S 482 No. - 45434 of 2023

Applicant :- Akhilesh And 6 Others

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

Counsel for Applicant :- Ganesh Shanker Srivastava, Vinod Kumar Maurya

Counsel for Opposite Party :- G.A.

Hon'ble Neeraj Tiwari, J.

1. Heard learned counsel for the applicants and learned AGA for the State.

2. Learned counsel for the applicants submitted that earlier he has filed Application U/S 482 No. 31769 of 2023 before this Court in which this Court vide order dated 28.8.2023 referred the matter for verification.

3. In compliance of order dated 28.8.2023, learned trial Court has verified the said compromise deed entered between the parties on 30.9.2023.

4. Learned AGA has not disputed the aforesaid facts and also submitted that in case aforesaid proceeding is quashed, he would have no objection.

5. 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.

6. 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***, entire proceedings of ST No.106 of 2022, charge sheet dated 18.11.2022, under Sections- 354, 504,

506 I.P.C. and Section 7/8 of POCSO Act, Police Station- Tanda, District- Rampur against applicant nos.1 to 6 and cognizance/summoning order dated 19.11.2022 in ST No.113 of 2022 and supplementary charge sheet dated 23.11.2022 and cognizance/summoning order dated 12.12.2022 under Sections 354, 504, 506 I.P.C. and Section 7/8 of POCSO Act against applicant No.7 arising out of Case Crime No.456 of 2022, pending in the court of Special Judge, POCSO Act, Rampur are hereby quashed.

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

Order Date :- 13.12.2023

Junaid/Amit