

Court No. - 5

Case :- APPLICATION U/S 482 No. - 42453 of 2023

Applicant :- Guljari @ Awadhesh Kumar And 2 Others

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

Counsel for Applicant :- Abhay Raj Yadav

Counsel for Opposite Party :- G.A.

Hon'ble Piyush Agrawal,J.

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

By means of the present application under Section 482 Cr.P.C., the applicants have prayed for quashing the summoning order dated 13.01.2011 as well as entire criminal proceedings of the Special Sessions Trial No.14 of 2017 (Dharmpal Vs. Guljari and others), arising out of Case Crime No.02 of 2017, under Sections 504, 506 IPC and Sections 3(1) 10 of SC/ST Act, 1989, Police Station- Bahilpurwa, District- Chitrakoot, pending in the Court of learned Special Judge, S.C./S.T. Act Chitrakoot in terms of compromise entered into between the applicants and the opposite party no.2 .

It has been contended by learned counsel for the applicants that the applicants and opposite party no. 2 have amicably settled their dispute and entered into a compromise and the Magistrate verified the compromise entered into between the parties vide order dated 30.10.2023, copy of which has been annexed as Annexure no. 8 to the present application. Therefore, the proceedings against the applicants be quashed.

Learned counsel for the opposite party no. 2 has admitted the fact of the compromise and submitted that the applicants and opposite party no. 2 have compromised the dispute and as such, opposite party no. 2 does not want to press the present case against the applicants.

Hence, considering the facts and circumstances of the case and nature of offence, the entire criminal proceedings of the Special Sessions Trial No.14 of 2017 (Dharmpal Vs. Guljari and others), arising out of Case Crime No.02 of 2017, under Sections 504, 506 IPC and Sections 3(1) 10 of SC/ST Act, 1989, Police Station- Bahilpurwa, District- Chitrakoot, pending in the Court of learned Special Judge, S.C./S.T. Act Chitrakoot, are hereby quashed.

The present 482 Cr.P.C. application stands **allowed**.

Order Date :- 21.11.2023

Pravesh Mishra