Court No. - 12

Case :- APPLICATION U/S 482 No. - 11309 of 2023

Applicant :- Arshad Khan @ Arshad Ahmad Khan
Opposite Party :- State Of U.P. Thru. Prin. Secy. And Another
Counsel for Applicant :- Hemant Tripathi
Counsel for Opposite Party :- G.A.

Hon'ble Rajeev Singh,J.

1. Vakalatnama filed by Ms. Mamta Chaudhary, Advocate on behalf of the private respondent is taken on record.

2. Heard learned counsel for the applicant, learned A.G.A. for the State and perused the record.

3. The instant application has been filed for quashing the entire proceeding of Criminal Misc. Case No.75539/2021 under Sections 498-A, 323, 504, 506 I.P.C. and Section 3/4 D.P. Act, pending in the court of Civil Judge (J.D.)/F.T.C. Crime against women, Lucknow.

4. Learned counsel for the applicant submit that both the parties have amicably compromised their dispute. The compromise which has taken place between the parties is also filed before this Court as Annexure No.8 to the application.

5. Whether the parties have, in fact, compromised the matter or not, can best be ascertained by the Court below as such compromise has to be duly verified in presence of the parties concerned before the Court.

6. Accordingly, this application is **disposed of** with a direction to the court concerned that if any such compromise is filed before it, it shall issue notices to all the signatories to the compromise requiring their personal presence and, thereafter, proceed to verify the compromise. If the aforesaid compromise is verified, a report to that effect shall be prepared by the court and the compromise will be made part of the record.

7. The court in that scenario will allow the parties to obtain certified copy of the report as well as

compromise and it will be open to the applicants to approach this Court again for quashing of the proceedings.

8. For a period of one month, no coercive action shall be taken against the applicant in the aforesaid case.

9. Office is directed to return the original compromise deed to the learned counsel for the applicant, after taking the photocopy of the same.

Order Date :- 17.11.2023
Gaurav/-

Digitally signed by :-
GAURAV PAL
High Court of Judicature at Allahabad,
Lucknow Bench