

SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			<u>UKHC010061562025</u> <u>IA No.2/2026 (Compounding Application)</u> <u>C528/577/2025</u> Shivam Badodiya --Applicant Versus State of Uttarakhand & another --Respondents <u>Hon'ble Rakesh Thapliyal, J.</u> Mr. Rishabh Bisht, learned counsel for the applicant. 2. Mr. Pratiroop Pandey, learned AGA, for the State of Uttarakhand/1. 3. Mr. B.S. Koranga, learned counsel for the respondent no.2. 4. The instant petition has been moved by the applicant - Shivam Badodiya S/o Shri Rameshwar Badodiya, under Section 528 of BNSS, 2023 for quashing of the entire proceedings of the Criminal Case No.160 of 2025, "State Vs. Shivam Badodiya" pending in the court of Additional Chief Judicial Magistrate, Haridwar, District Haridwar, arising out of FIR dated 06.10.2023 bearing FIR No.447 of 2023, Police Station Ranipur, District Haridwar, wherein, the present applicant has been summoned to face the trial for the offences punishable under Sections 323, 498-A, 504 and 506 of IPC. 5. The petition is filed along with compounding application (IA No.2/2026) with the affidavit of the applicant and the respondent no.2. Applicant and respondent no.2 are present in Court and are duly identified by their respective counsels. It is submitted by both of them that they have resolved their matrimonial dispute amicably by getting divorce by way of mutual consent, and have already filed a divorce petition under Section 13B of the Hindu Marriage Act, which is pending for consideration, and the first motion is already completed and the second motion is fixed for January, 2027. It is also submitted that towards permanent alimony, it is also agreed that the applicant will pay a sum of Rs.10.00 Lacs, out of

		which Rs.5.00 Lacs, has already been paid to the respondent no.2. 6. Learned AGA submits that since now the parties have settled their dispute amicably, therefore, there is no useful purpose to continue with the proceedings and in such an eventuality, the continuation of the proceedings is completely a futile exercise. 7. After hearing the submissions of the learned counsel for the parties and taking into consideration that since the parties have settled their matrimonial dispute amicably, therefore, there is no useful purpose to continue the proceedings. 8. In such view of the matter, the instant C528 application as well as the compounding application are allowed, and the entire proceeding of Criminal Case No.160 of 2025, "State Vs. Shivam Badodiya" pending in the court of Additional Chief Judicial Magistrate, Haridwar, District Haridwar, is hereby quashed. 9. As apprised in the divorce petition, the Family Court fixed the second motion in January, 2027. In my view that once the parties have settled their dispute amicably to get permanent separation and 1st motion is already completed and the part payment towards permanent alimony is also paid, in such an eventuality, the Family Court should not give a longer date and expedite the proceedings an early date should be given. In such view of the matter, the parties are given liberty to move an application before the concerned Family Court and if such an application is moved the concerned Family Court may prepone the date and to close the proceedings as early as possible. (Rakesh Thapliyal, J.) 20.08.2026 Nitesh/
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