

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH NAGPUR

CRIMINAL APPLICATION (APL) NO.1025/2019

Mohit Rajkumar Jaiswal & Oth.

..VS..

The State of Maharashtra thru P.S.O., P.S. Ramdaspath, Akola

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri R. V. Gahilot, Advocate for the applicants
Shri S. P. Deshpande, A.P.P. for the non-applicant

CORAM : Z.A.HAQ AND
PUSHPA V. GANEDIWALA, JJ.
DATED : 27th September 2019

Leave to amend the prayer clause is **granted**.
Amendment be carried out forthwith.

Heard.

This is a joint application by the informant and the accused, praying that the First Information Report No. 34/2019 registered with the Police Station Ramdaspath, Distt. Akola, on the report of applicant No.3 against the applicant Nos. 1 and 2 be quashed. The FIR is registered for offence punishable under Sections 326, 294, 506 R/w. Section 34 of the Indian Penal Code.

4] The applicant Nos.1 & 2/accused are present before this Court. The informant and the accused, on affidavit have stated that they have settled their dispute out of Court and the informant does not want to proceed further against the applicant Nos. 1 and 2. They have

stated that out of pity issue of payment towards purchase of liquor, the quarrel occurred between them and out of misconception of facts, the report came to be lodged.

5] Considering the nature of accusations, injuries and the weapon used and in order to maintain cordial relations between the persons residing in the same locality, we find that the application needs to be allowed . For this, we take support from the judgment of Hon'ble Apex Court in the case of *Narinder Singh and Others .v/s. State of Punjab and Anr.* reported in **(2014) 6 SCC 466**. In this view of the matter, we do not see any reason to reject this application.

The application is **allowed** accordingly.

F.I.R. No.34/2019 registered with Police Station Ramdaspath, Distt. Akola, for the offence punishable under Sections 326, 294, 506 R/w. Section 34 of the Indian Penal Code is quashed

The applicant Nos. 1 and 2 have already deposited Rs. Twenty Thousand with the High Court Legal Services Sub-Committee, Nagpur. It be transmitted to the State's Victim Compensation Fund.

(PUSHPA V. GANEDIWALA, J.)

(Z.A. HAQ, J.)