

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

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CRIMINAL APPLICATION NO.1273 OF 2025

Satish Baban Ghode

] .. Applicant

Versus

1. The State of Maharashtra,

]

Through Khadak Police Station, Pune

]

2. XYZ (The First Informant)

] .. Respondents

Mr. Shailesh Kharat, Advocate for the Applicant.

Mrs. M.M. Deshmukh, In-Charge Public Prosecutor for
Respondent No.1.

Mr. Vinod Subhash Kendre, Advocate for Respondent No.2.

**CORAM : SHREE CHANDRASHEKHAR, CJ. &
GAUTAM A. ANKHAD, J.**

DATE : 18TH NOVEMBER 2025.

PER, GAUTAM A. ANKHAD, J.

This Criminal Application is filed under section 528 of the
Bhartiya Nyaya Sanhita, 2023 seeking following relief:

*“a. This Hon’ble Court may please to quash the RCC No.843 of
2025 pending on the files of Ld. JMFC, Pune and also may
please to quash FIR No.465 of 2024 registered with the
Khadak Police Station for offences under sections 67 and 69
of BNS and the further proceedings arising out of it on such
terms and conditions this Hon’ble Court may deem fit and
proper.”*

2. An FIR bearing No.46 of 2024 was registered with the
Khadak Police Station, Pune at the instance of the respondent
no.2 for offences punishable under sections 67 and 69 of the
Bhratiya Nyaya Sanhita, 2023. Pursuant to the said FIR,
proceedings bearing RCC No.843 of 2025 are pending before the
learned Judicial Magistrate First Class, Pune.

3. Mr Kendre, the learned counsel for the respondent no.2 has tendered an affidavit dated 18th November 2022 which records that the FIR was filed due to certain misunderstandings between the parties, and the respondent no.2 now has no objection to its quashing. The said affidavit is taken on record and marked “X” for identification. The parties have tendered their handwritten appearance which is taken on record and the same shall form part of the proceedings.

4 The Hon’ble Supreme Court in “*Madhukar v. State of Maharashtra*”, 2025 SCC OnLine SC 1415 while dealing with an FIR under section 376 of the Indian Penal Code, 1860 has held that while ordinarily, quashing of proceedings involving such offences on the ground of settlement between the parties is discouraged and should not be permitted lightly, the inherent powers of the Court to secure the ends of justice is not constrained by a rigid formula and must be exercised with reference to the facts of each case. The parties have amicably resolved their differences and now are living together peacefully after getting married. In such circumstances, the continuation of the trial would not serve any fruitful purpose. Thus, **Criminal Application No.1273 of 2025 is allowed** in terms of prayer clause (a).

[GAUTAM A. ANKHAD, J.]

[CHIEF JUSTICE]