IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

937 CRIMINAL APPLICATION NO. 2928 OF 2026

Sonu Alias Yash Sanjay Jadhav
VERSUS
The State Of Maharashtra And Another
...
Adv. Yogesh Arun Jadhav for Applicant
Mr. S. V. Hange - APP for the State
Adv. Pritam P. Jadhav for Respondent No. 2
...

CORAM : HITEN S. VENEGAVKAR, J.
DATED : 01ST OCTOBER, 2026

ORAL ORDER :

1. Heard the learned Advocate for the Applicant, the learned APP appearing for the State and the learned Advocate for Respondent No. 2.

2. The learned Advocate appearing for the Complainant/Respondent No. 2 and the learned Advocate for the Applicant jointly submit that the parties have amicably settled the dispute amongst themselves. They have decided to resolve the issue and live happily in the Society.

3. The affidavit-in-reply filed by the Complainant/Respondent No. 2 states, in paragraph No. 6, that the incident took place due to a misunderstanding between the parties and that, now the misunderstanding and issues have been clarified, they do not wish to

continue with any kind of disharmony amongst themselves. They are known to each other, had good relations, and would like to continue the same.

4. The learned APP appearing for the State submits that the offence is under Section 109 of the Bharatiya Nyaya Sanhita and that the injuries caused were to the head of the Complainant. There are three grievous injuries caused. He states that, in such a scenario, the statement of the Complainant should not be accepted, as the investigation is in progress and the anticipatory bail application of the Applicant is also pending before this Court. He submits that the Sessions Court has rejected the Applicant's application for anticipatory bail.

5. I have perused the copy of the F.I.R. and the medical certificate produced by the learned APP, which clearly suggest that the assault was on the head of the Complainant and that three grievous injuries were caused due to the said assault. The statements of the injured Complainant recorded by the Investigating Officer on 18.05.2026 and 20.05.2026 are taken into consideration. It appears that the dispute between the parties is on account of the use of the boring water. In the supplementary statement dated 20.05.2026, the Complainant has clearly stated that, when an attempt was made by the present Applicant on 14.05.2026 to use the boring water, he could not start the said boring and misunderstood that the Complainant had

manipulated the said boring so that the Applicant could not use it and that only the Complainant could use it for his construction purpose.

6. The affidavit-in-reply filed by Respondent No.2/Complainant states that this misunderstanding between the parties has now been clarified and settled. They have decided to reside in the Society by maintaining peace and harmony. They previously had good relations with each other and intend to continue the same in the future.

7. Though the offence registered is under Section 109 of the Bharatiya Nyaya Sanhita, 2023, and the injuries caused to the Complainant are grievous in nature, the *inter se* dispute between the parties is private in nature. The Complainant himself has expressed his desire to settle the dispute on the ground that the issue has been settled and, therefore, no fruitful purpose would be served by compelling the parties to face the trial before the Trial Court. Therefore, I am inclined to exercise my inherent powers to quash the proceedings on the ground of settlement and the assurance given by the parties to maintain peace and harmony. Hence, the Application is allowed on the condition that the Applicant shall pay costs of Rs. 50,000/- [Rupees Fifty Thousand] with the High Court Dispensary, Bombay High Court, Aurangabad Bench, Chhatrapati Sambhajinagar. Hence, I pass the following order:-

ORDER

[i] The Application is allowed.

[ii] The FIR bearing Crime No. 0246 of 2026 registered with Pachora Police Station, District Jalgaon, for offence punishable under Section 109 of the Bharatiya Nyaya Sanhita, 2023, against the Applicant stands quashed and set aside.

[iii] The Applicant shall personally deposit an amount of Rs.50,000/- (Rupees Fifty Thousand only) with the High Court Dispensary, Bombay High Court, Aurangabad Bench, Chhatrapati Sambhajinagar, towards costs, within a period of three (3) weeks from today, failing which the investigation and proceedings shall continue.

[iv] Upon deposit of the amount as directed above and verification of the receipt thereof by the learned APP, Mr. D. J. Patil, the order will come into effect.

[HITEN S. VENEGAVKAR]
JUDGE

SG Punde

Signed by: Sandeep Gulabrao Punde
Designation: PS To Honourable Judge
Date: 01/10/2026 20:47:10