IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

9 CRIMINAL APPLICATION NO. 4037 OF 2026

Shahrukh Shakil Shaikh And Others
VERSUS
The State Of Maharashtra And Another
AND
10 CRIMINAL APPLICATION NO. 4038 OF 2026

Imran Rafique Shaikh (name In Fir Wahed) And Others
VERSUS
The State Of Maharashtra And Another

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MR. U. B. Bilolikar, Advocate for Applicant.
Mr. C. V. Bhadane, APP for Respondent – State.
Mr. A. G. Vasmatkar, Advocate for Respondent No.2.

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CORAM : SUSHIL M. GHODESWAR, J.

DATE : 2 NOVEMBER, 2026

PC:

1. Heard learned counsel for the parties.

2. Learned counsel for the parties state that the parties have settled their dispute in order to put an end to the matter. There are cross-complaints against each other in Crime Nos.255 of 2026 dated 3 August 2026, registered with Deopur Police Station, District Dhule, for the offences punishable under Sections 76, 333, 189(2), 191(2), 115(2), 352, 351(2) and 351(3) of the Bhartiya Nyaya Sanhita, 2023 and Sections 8 and 12 of the Protection of Children from Sexual Offences Act, 2012, and

another Crime No. 256 of 2026 dated 3 August 2026, for the offences punishable under Sections 109(1), 115(2), 352, 351(2), 351(3) and 3(5) of the Bhartiya Nyaya Sanhita 2023.

3. Learned counsel for the parties have placed on record affidavits duly sworn by the victims and also the informant. The affidavits state that, in order to put an end to the dispute, they have decided to settle the dispute and, therefore, have also given their no-objection for quashing both the crimes lodged by them against each other. Both affidavits are taken on record and marked “X” and “Y” for the purpose of identification.

4. Mr. Bhadane, learned APP, submits that the offences are very serious in nature. Though the affidavit on behalf of the mother of the victim has been filed, the offences being non-compoundable and very serious in nature, the crimes may not be quashed. He further submits that the entire State machinery was pressed into service and considerable expenditure and time were incurred in investigating the crime and filing the charge-sheets. In view of the same, he opposes the arrangement arrived at between the parties.

5. Since the parties have approached this Court by filing the aforesaid affidavits, stating that they have settled their dispute in order to avoid further complications, and have categorically expressed their intention not

to prosecute the accused persons in both the crimes, no purpose would be served by permitting the criminal prosecution to continue against the accused persons.

6. However, subject to payment of costs of Rs.25,000/- each, the aforesaid crimes are permitted to be quashed and set aside. The amount of costs shall be deposited within a period of four weeks from today in the account maintained by the High Court Legal Aid services Sub-Committee.

7. The applications are allowed.

8. FIR No. 255 of 2026 dated 3 August 2026, registered with Deopur Police Station, Dhule, and Charge-sheet No.192 of 2026 dated 28 September 2026, in Special Case No.214 of 2026, as well as FIR No. 256 of 2026 and the further consequential proceedings arising out of the said FIRs, are quashed and set aside.

(SUSHIL M. GHODESWAR, J.)