IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

21 CRIMINAL WRIT PETITION NO. 1553 OF 2026

BALAJI NARAYAN WANKHEDE AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

Mr.S.S.Londhe, Advocate for the Petitioners.
Ms.B.B.Gunjal, APP for the Respondent/State.
Mr.B.N.Magar, Advocate for Respondent No.2.

(CORAM : SUSHIL M. GHODESWAR, J.)

DATE : 26th OCTOBER, 2026

PER COURT :

1. Heard the learned Advocates for the respective parties. Complainant and her husband are present in the Court.

2. The Petitioners are challenging to quash and set aside FIR No.462/2025 dated 24.06.2025, registered with Aundha Nagnath Police Station, Dist.Hingoli, for the offences punishable under Sections 74, 115(2), 352, 351(2)(3) and 3(5) of the Bharatiya Nyaya Sanhita, 2023 and charge sheet No.201/2025 dated 25.07.2025 filed in pursuant thereto before the Ld. Judicial Magistrate First Class, Aundha Nagnath, Dist.Hingoli in RCC No.238/2025.

3. Pursuant to the aforesaid FIR, charge sheet came to be filed on 25.07.2025 in RCC No.238/2025. Mr.Magar appears for Respondent No.2 and the learned Advocates for the parties tendered the copy of the terms f compromise executed. As per the said terms of compromise, the complainant has shown readiness and willingness to withdraw the case unconditionally. The dispute arising between the parties regarding the use of passage near the Mahadev Temple in village Pur. Now they have amicably settled and resolved their disputes and therefore wish to put an end to the dispute.

4. The complainant also has given no objection to quash the aforesaid Fir and charge sheet. The learned APP states that it will not take too much time to complete the investigation as well as in filing the charge sheet and therefore she has opposed this application.

5. Since Respondent No.2 has sworn the affidavit before the Section Officer of this Court and she is also present before this Court, in that view of the matter, no purpose would be served, if the criminal proceedings are kept alive. Continuation of litigation would be abuse

of process of law and hence the petition is liable to be allowed. However the learned APP is also required to be taken into consideration that the statements were recorded in the instant crime.

In that view of the matter, the instant petition stands allowed subject to deposit of Rs.10,000/- (Rs.Ten Thousand only) to the High Court Legal Aid Sub Committee, Aurangabad. The amount of fine be deposited within a period of 2 weeks. FIR No.462/2025 dated 24.06.2025, registered with Aundha Nagnath Police Station, Dist.Hingoli, for the offences punishable under Sections 74, 115(2), 352, 351(2)(3) and 3(5) of the Bharatiya Nyaya Sanhita, 2023 and charge sheet No.201/2025 dated 25.07.2025 filed in pursuant thereto before the Ld. Judicial Magistrate First Class, Aundha Nagnath, Dist.Hingoli in RCC No.238/2025.

(SUSHIL M. GHODESWAR, J.)