

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

CRIMINAL WRIT PETITION NO. 929 OF 2026

- 1] Ms.Bhumika Shastri
2] Ms. Madhu Shastri
3] Ms. Kanta Thakur : Petitioners

Versus

- 1] State of Maharashtra
2] Hetal Gohil : Respondents.

Mr. Advait Helekar a/w Adv. Vijit Shinde i/by Adv. Adithya R Iyer for the Petitioners.

Ms. Shilpa Talhar, APP for the Respondent/State.

Mr. Aditya Parmar for the Respondent No.2

PSI Ruchira Bale, PSI Diksha Parve and PSI Kalidas Dhaware of L.T. Marg Police Station are present.

CORAM : ASHWIN D. BHOBE, J.

DATED : 25 FEBRUARY 2026

PC:-

1. Heard Mr. Advait Helekar, learned Advocate for the Petitioners, Ms. Shilpa Talhar, learned APP for the Respondent/State and Mr. Aditya Parmar, learned Advocate

for Respondent No.2.

2. This Petition under Article 226 of the Constitution of India and under Section 528 of the Bhartiya Nagarik Suraksha Sanhita, 2023 is preferred by the Petitioners for quashing the FIR bearing No. 0003 of 2024 dated 02 January 2024 registered with L. T. Marg Police Station, Mumbai and the Chargesheet bearing CC No.675/PW/2024 pending before the learned Metropolitan Magistrate, 28th Court at Esplanade, Mumbai.

3. The Petitioner Nos. 1 and 2 are present in the Court and Petitioner No.3 – Kanta Thakur appears through VC. and are identified by their Advocate Mr. Advait Helekar. He tenders the Photostat copies of the three Identity Cards of the Petitioners, which are taken on record and marked as “**X-Colly**” for identification.

4. Respondent No.2 is present in the Court and is identified by her Advocate Mr. Aditya Parmar. He tenders the

Photostat copy of the Identity Card of Respondent No.2, which is taken on record and marked as “X-1” for identification.

5. Mr. Aditya Parmar, learned Advocate for the Respondent No.2, states that the Affidavit dated 24 February 2026 affirmed by Respondent No.2 before the Notary Advocate Sheena Chetan Patil, Andheri (East) Mumbai is placed on record, the same is marked as “X-2” for identification.

6. Respondent No. 2 states that the said Affidavit (X-2) is filed out of her own free will and without any pressure or coercion from any person. She states that the contents of the Affidavit (X-2) are as per her say. She reiterates her no objection for quashing of the criminal proceedings.

7. Advocate Mr. Advait Helekar, learned Advocate for the Petitioners and Mr. Aditya Parmar, learned Advocate for Respondent No.2 submit that the Petitioners and the Respondent No.2 have amicably resolved their dispute and

have entered into the Consent Terms which were executed by them on 22 December 2025 before the Notary Advocate Sheena Chetan Patil, Andheri East, Mumbai. They submit that the Petitioners and the Respondent No.2 realized that the misunderstanding amongst them resulted in filing of the criminal complaints against each other. They submit that the Petitioners and the Respondent No.2 being neighbours did not want to continue with the discord and as such resolved the matter. They submit that the Respondent No.2 has given Affidavit (X-2) by which the Respondent No.2 has given no object for quashing of the criminal proceedings. They therefore in the facts of the present case, considering the Petitioners and the Respondent No.2 to be neighbours request that the impugned FIR and the Chargesheet arising out of the said FIR be quashed.

8. Mrs. Shilpa Talhar, learned APP for the Respondent/State submits that the Petitioners and the Respondent No. 2 having now resolved their private dispute amicably and the Respondent No.2 having given no objection

in the Affidavit (X-2) as also the Consent Terms entered into between the parties, she has no objection for quashing of the impugned FIR and the chargesheet arising out of the impugned FIR. She, however, submits that considering the valuable time of the police machinery, as also the Court being taken by the Petitioners and the Respondent No.2 to settle a private civil dispute which otherwise did not warrant the filing of any criminal case, exemplary costs may be imposed on the Petitioners and the Respondent No.2.

9. Mr. Advait Helekar and Mr. Aditya Parmar, on instructions, submit that the Petitioners and Respondent No.2 shall deposit appropriate costs.

10. Considering the aforesaid circumstances and the submissions of the learned Advocates, the dispute being of a civil nature, the matter being settled between the Petitioners and Respondent No.2, the statements made by the Respondent No. 2 in the Affidavit (X-2), and in light of the pronouncements by the Hon'ble Supreme Court in the cases

of *Gian Singh vs State Of Punjab*¹, *Narinder Singh And Ors vs State Of Punjab And Anr*² and *Parbatbhai Aahir @ Parbatbhai vs The State Of Gujarat*³, there is no impediment to allow this Writ Petition.

11. In view of the above and subject to Petitioners paying costs of Rs.25,000/- and the Respondent No.2 paying costs of Rs.25,000/- as condition precedent, Criminal Writ Petition No.929 of 2026 is allowed in terms of prayer clause (a) and (b). Consequently, the impugned FIR and the Chargesheet arising out of the impugned FIR are quashed.

12. The Petitioners and the Respondent No.2 shall deposit their respective costs in the below mentioned Accounts within a period of three weeks from today and file in the Registry of this Court the compliance affidavit along with the proof of deposit on or before 25 March 2026.

a] The Petitioners shall deposit the amount of Rs.25,000/-
in :-

¹ 2012 10 SCC 303
² 2014 6 SCC 466
³ 2017 9 SCC 641

The High Court Employees Medical Welfare Fund at Mumbai

Account No.: 000120110001337

Bank : Bank of India

Branch : Mumbai Main

IFSC Code : BKID0000001

b] The Respondent No.2 shall deposit the amount of
Rs.25,000/- in :-

Central Police Welfare Fund

Director General MS, Mumbai

Account No: 914010029005759

Bank : Axis Bank Limited

Branch : Worli, Mumbai (M.H.), Mumbai - 400 025

IFSC Code: UTIB00000060

13. The Writ Petition No.929 of 2026 is disposed of.

(ASHWIN D. BHOBE, J.)