



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.**

CRIMINAL APPLICATION (APL) NO. 864 OF 2025

NIMBAJI SHALIGRAM WAKODE AND OTHERS

Vrs.

STATE OF MAHARASHTRA AND ANOTHER

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Shri M. P. Kariya, Advocate for applicants.
Shri A. M. Kadukar, APP for non-applicant No.1-State.
Shri Ved R. Deshpande, Advocate for non-applicant No.2.

CORAM: URMILA JOSHI-PHALKE, J.

DATE : 27/02/2026.

1. By this application, the applicants are seeking quashing of the FIR in connection with Crime No.63/2023 registered under Sections 143, 294 and 506 of IPC and under Section 135 of the Maharashtra Police Act, 1951.
2. During the pendency of the application, both the parties arrived at a settlement and the affidavit is filed on record stating that they are from the same village and by amicable settlement, they have decided not to proceed with the respective complaints as regards the said incident, cross complaints are filed. All the applicants as far as original complainant is present before the Court. He has submitted that now, the grievance is already settled and he has no complaint against anybody.

3. In view of the observations of the Hon'ble Apex Court in the case of Gian Singh Vs. State of Punjab and another, reported in 2012(10) SCC 303, wherein the Hon'ble Apex Court has observed that where the High Court quashes a criminal proceeding having regard to the fact that the dispute between the offender and the victim has been settled, although the offences are not compoundable, it does so as in its opinion, continuation of criminal proceedings will be an exercise in futility and justice in the case demands that the dispute between the parties is put to an end and peace is restored, securing the ends of justice being the ultimate guiding factor.

4. Here, the applicants and the complainants are from the same village. To maintain the relationship smooth, they have decided to settle the dispute. In view of that, they have settled the dispute. The offence which is alleged is not heinous in nature.

5. The contents of the affidavit are verified from the complainant as well as from the applicants. They have agreed and accepted the terms and conditions of the settlement.

6. The Registrar (Judicial) has also verified the contents and genuineness of the settlement.

7. In view of that, application deserves to be allowed. Accordingly, I proceed to pass the following order:-

ORDER

- i] Application is allowed.
- ii] The FIR in connection with Crime No.63/2023 registered under Sections 143, 294 and 506 of IPC and under Section 135 of the Maharashtra Police Act, 1951 is hereby quashed and set aside to the extent of the present applicants.
- iii] Application is disposed of.

[JUDGE]*Choulwar*