SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			C528/476/2025 Parvej --Applicant **Versus** State Of Uttarakhand --Respondent **Hon'ble Alok Mahra, J.** Mr. Harsh Vardhan Dhanik, Advocate for the applicant. Mr. Chitrarth Kandpal, Brief Holder for the State of Uttarakhand. Mr. Junaid Alam, Advocate, holding brief of Mr. Imran Ali Khan, Advocate for respondent no.2. 2. Present C-528 application is filed with the prayer to set-aside/quash the charge sheet dated 07.08.2020, impugned cognizance/summoning order and the entire proceedings of Special Sessions Trial No.81 of 2021, pending in the Court of learned Special Judge(POCSO)/ F.T.C./Additional Sessions Judge, Rudrapur, District Udham Singh Nagar on the basis of compromise between the parties. 3. An F.I.R. was lodged by respondent no. 2, alleging that the applicant had kidnapped his minor daughter. Upon completion of the investigation, the Investigating Officer submitted a charge-sheet against the applicant, pursuant to which the proceedings of the present case were instituted. 4. A compounding application, being I.A. No. 2 of 2026, has been filed on behalf of the parties, seeking compounding of the offence on the basis of an amicable settlement arrived at between them. It has been stated in the application that, upon attaining the age of majority, the victim solemnized marriage with the applicant on 04.08.2026 and that they are presently living

			together as husband and wife. 5. The applicant, the victim and respondent no.2 are personally present before this Court and have been duly identified by their respective learned counsel. Respondent no.2 has also filed an affidavit in support of the compounding application, affirming the factum of the compromise arrived at between the parties. The victim, who is now an adult, has stated before this Court that she voluntarily solemnized marriage with the applicant after attaining the age of majority and that their marriage has also been registered under the provisions of the Uniform Civil Code (U.C.C.). She has further stated that she is residing peacefully with the applicant as his wife and does not wish to pursue the criminal proceedings against him. 6. It has been jointly submitted on behalf of the parties that the dispute has been amicably resolved and that respondent no.2, being the informant, does not wish to pursue the prosecution any further. The parties have expressed their desire to continue their matrimonial life peacefully, without any further dispute or acrimony. It is, therefore, prayed that the criminal proceedings pending against the applicant be brought to an end in view of the settlement arrived at between the parties. 7. Per contra, learned State Counsel has vehemently opposed the application, contending that, at the time of the alleged incident, the victim was a minor and, therefore, the subsequent marriage between the applicant and the victim, as well as the settlement arrived at between the parties, cannot by themselves constitute a ground for terminating the criminal proceedings. 8. This Court has considered the submissions advanced by learned counsel for the parties and learned State Counsel and has also perused the material available on record. 9. Hon'ble Supreme Court, in the case of Mahesh Mukund Patel Vs. State of Uttar Pradesh and Others, reported in 2025 SCC OnLine SC 614, exercised its inherent jurisdiction to quash the criminal proceedings in the peculiar facts and circumstances of that case, taking into consideration the material establishing the

prosecutrix's age, the subsisting marriage between the parties and the fact that they were living together peacefully. The Court observed that, in the circumstances established before it, continuation of the criminal prosecution would serve no useful purpose and would cause undue hardship to the parties and their family.

10. In the case in hand, the victim has attained majority and has solemnized marriage with the applicant on 04.08.2026, and has personally appeared before this Court to affirm the subsisting matrimonial relationship and the settlement arrived at between the parties.

11. Following the aforesaid ratio, present compounding application is allowed. The offences between the parties are permitted to be compounded. As a result, entire proceedings of Special Sessions Trial No.81 of 2021, pending in the Court of learned Special Judge (POCSO)/ F.T.C./Additional Sessions Judge, Rudrapur, District Udham Singh Nagar, are hereby quashed.

12. C-528 application stands disposed of.

(Alok Mahra, J.)
28.10.2026

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ARPAN JAISWAL

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