SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			C528/670/2024 Nishikant Badola And Ors --Applicant **Versus** State Of Uttarakhand --Respondent **Hon'ble Alok Mahra, J.** Mr. C.K. Sharma and Mr. Nitin Tewari, Advocates for the applicants. Mr. Vipul Painuli, A.G.A. for the State of Uttarakhand. Mr. Siddharth Bankoti, Advocate for respondent no.2. 2. Present C-528 application is filed with the prayer to set-aside/quash the charge sheet dated 16.09.2023, cognizance/summoning order dated 22.06.2024 and the entire proceedings of Criminal Case No.371 of 2024, pending in the Court of learned Judicial Magistrate, Srinagar, Pauri Garhwal on the basis of compromise between the parties. 3. A compounding application (I.A. No.4 of 2026) has been filed in the matter wherein it is prayed to compound the offence between the parties. 4. Applicants as well as respondent no.2 joined the proceedings through Video Conferencing, who have been duly identified by their learned counsel. It is further submitted that respondent no.2 has already filed affidavit in support of the compounding application, affirming the factum of compromise arrived at between the parties. 5. Learned counsel for the parties jointly submit that the applicant and respondent no.2 have amicably resolved their matrimonial disputes and have decided to part ways by mutual consent. In furtherance of the settlement arrived at between them, the parties have already initiated proceedings for dissolution of their marriage by mutual consent by filing the first motion under the Uniform Civil Code (U.C.C.). Respondent no.2 categorically states that the dispute between the parties has been amicably settled and that she does

not wish to pursue or prosecute the present proceedings against the applicant any further. She further submits that the settlement has been arrived at voluntarily, without any coercion, pressure or undue influence from any quarter, and that she has no objection to the present proceedings being quashed in terms of the settlement.

6. Learned State Counsel vehemently opposed the compounding application.

7. Applicant no.1 submits that he presently posted at Nagpur and is working in Coal India Ltd. and is not able to get leave to press the second motion before the Court of learned Principal Judge, Family Court, Pauri Garhwal. It is informed that the next date fixed for second motion is 07.11.2026.

8. Applicant no.1 would appear before the said Court on 07.11.2026 and if he is unable to get leave from his employer, then he shall be permitted to appear through V.C. to press his second motion on 07.11.2026.

9. Hon'ble Supreme Court, in a catena of its judgments, has observed that in cases where because of the compromise arrived at between the parties, possibility of conviction is remote and bleak, the High Court may quash the criminal proceedings as continuation of the same would cause great prejudice and injustice to the accused.

10. 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 Criminal Case No.371 of 2024, pending in the Court of learned Judicial Magistrate, Srinagar, Pauri Garhwal, are hereby quashed.

11. C-528 application stands disposed of.

(Alok Mahra, J.)
29.10.2026

Arpan

ARPAN JAISWAL

Digitally signed by ARPAN JAISWAL
DN: c=IN, o=HIGH COURT OF UTTARAKHAND, ou=HIGH COURT OF UTTARAKHAND, 2.5.4.20=eabb66a3885e41037c266c239664c0485365445e3a2d4dbfb7393398ff6e493ad4, postalCode=263001, st=UTTARAKHAND, serialNumber=060FC17022BEAE5DE215D680D4D464C5109CB98E946D51E4DF04AADAA2C2CEA66, cn=ARPAN JAISWAL
Date: 2026.10.29 18:55:12 +05'30'