SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			C528/2287/2026 Haridas Singh --Applicant **Versus** State Of Uttarakhand and Another --Respondents **Hon'ble Alok Mahra, J.** Mr. Jeevan Arya, learned counsel for the applicant. Mr. N.S. Kaniyal, learned A.G.A. for the State of Uttarakhand. Mr. Anuj Singh Kunjwal, learned counsel for respondent no. 2. 2. The present criminal miscellaneous application under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter referred to as the "BNSS"), has been filed by the applicant seeking quashing of the charge-sheet dated 30.03.2022, the cognizance and summoning order dated 11.10.2023, and the entire proceedings of Criminal Case No. 959 of 2023, arising out of FIR No. 224 of 2021, registered for the offences punishable under Sections 420, 467, 468, 504, 506 and 120-B of the Indian Penal Code, 1860 (hereinafter referred to as the "IPC"), at Police Station Kunda, District Udham Singh Nagar, pending before the Court of Judicial Magistrate, Jaspur, District Udham Singh Nagar, on the basis of a compromise arrived at between the parties.

			3. Along with the present application, a compounding application, being I.A. No. 01 of 2026, has also been filed. The said application bears the signatures of the parties and has been duly identified by their respective learned counsel. The application is supported by affidavits of the parties, wherein it has been stated that the dispute between them has been amicably settled and that respondent no. 2 does not wish to pursue the criminal proceedings any further. 4. The applicant and respondent no. 2 are present before this Court and have been duly identified by their respective learned counsel. 5. Learned State Counsel has opposed the compounding application. 6. Upon interaction with this Court, respondent no. 2 has reiterated that the dispute has been amicably settled between the parties and that he does not wish to pursue the criminal proceedings any further. 7. This Court has interacted with the parties and has carefully considered the material available on record. The statements made by the parties, coupled with the affidavits filed in support of the compounding application, satisfy this Court that the settlement has been arrived at voluntarily, without any coercion, pressure or undue influence. Respondent no. 2 has unequivocally expressed his desire not to pursue the criminal proceedings against the applicant.

			8. The question that arises for consideration is whether, in the facts and circumstances of the present case, the criminal proceedings deserve to be quashed in exercise of the inherent jurisdiction of this Court under Section 528 of the BNSS on the basis of the settlement arrived at between the parties. 9. The Hon'ble Supreme Court, in Gian Singh v. State of Punjab, (2012) 10 SCC 303, Narinder Singh v. State of Punjab, (2014) 6 SCC 466, and State of Madhya Pradesh v. Laxmi Narayan, (2019) 5 SCC 688, has elucidated the principles governing the exercise of inherent jurisdiction for quashing criminal proceedings on the basis of a compromise between the parties. It has been held that the power of the High Court is distinct from the power of a criminal court to compound offences under Section 320 of the Code of Criminal Procedure, 1973, and that the exercise of such inherent jurisdiction depends upon the facts and circumstances of each case. 10. In the present case, this Court has considered the nature of the dispute, the allegations levelled against the applicant, the settlement arrived at between the parties, and the unequivocal statement of respondent no. 2 that he does not wish to pursue the matter further. 11. Having regard to the facts and circumstances of the case, this Court is satisfied that the settlement is voluntary and that continuation of the criminal

proceedings, in the circumstances established on record, would not serve any useful purpose. Accordingly, this Court considers it a fit case for exercise of its inherent jurisdiction under Section 528 of the BNSS to secure the ends of justice.

12. Consequently, the compounding application, being I.A. No. 01 of 2026, is allowed. In exercise of the inherent jurisdiction vested in this Court under Section 528 of the BNSS, the charge-sheet dated 30.03.2022, the cognizance and summoning order dated 11.10.2023, and the entire proceedings of Criminal Case No. 959 of 2023, arising out of FIR No. 224 of 2021, registered for the offences punishable under Sections 420, 467, 468, 504, 506 and 120-B of the Indian Penal Code, 1860 (hereinafter referred to as the "IPC"), at Police Station Kunda, District Udham Singh Nagar, pending before the Court of Judicial Magistrate, Jaspur, District Udham Singh Nagar, are hereby quashed qua the applicant.

13. Accordingly, the present criminal miscellaneous application stands disposed of.

14. All pending applications, if any, also stand disposed of.

(Alok Mahra, J.)
28-10-2026

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