SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			UKHC010190382026 **C528/2341/2026** Abhay Pratap Singh --Applicant **Versus** State Of Uttarakhand --Respondent **Hon'ble Alok Mahra, J.** Mr. Akhil Kumar Sah and Mr. Nikhilesh Bisht, Advocates for the applicant. 2. Ms. Minakshi Sharma, Brief Holder for the State. 3. Mr. Suraj Singh Bisht and Mr. Himanshu Bisht, Advocates for respondents 3 and 4/complainant. 4. The present criminal misc. application is filed with a prayer to set-aside the chargesheet, summoning/cognizance order as well as the entire proceedings of Session Trial No. 45 of 2024, under Sections 354, 354-d, 376 of IPC and Sections 3/4, 7/8, 11/12 of POCSO Act, pending in the court of learned FTSC/Special Court (POCSO)/Addl. Session Judge, Haldwani, District Nainital, on the basis of compromise between the parties. 5. Initially, a complaint was filed against the applicant by the mother of the victim in which it was alleged that applicant committed sexual assault upon the victim. After investigation, chargesheet was filed against the applicant under Sections 354, 354-d, 376

			of IPC and Sections 3/4, 7/8, 11/12 of POCSO Act. 6. The case of the applicant is that no such act of sexual assault was performed and physical relations established, if any, were consensual in nature as applicant and the victim were in love relations with each other for last many years. 7. Now, Compounding Application is filed in the matter wherein it is prayed to compound the offences between the parties. 8. Learned counsel for the applicant submits that the parties have amicably settled their dispute and have entered into a compromise. 9. Parties are present before this Court and are duly identified by their respective counsel. Parties have also filed their respective affidavits stating the facts of compromise between them. 10. The Court interacted with the parties. Upon interaction, it is informed by the parties that applicant and the victim have married each other on 03.08.2025 after attaining the marriageable age and their marriage has also been registered and a boy is also borne out of the wedlock. It is further submitted now complainant has amicably settled her dispute with the applicant and she does not want to pursue with the criminal proceedings against the applicant. 11. At this stage, learned State Counsel raised a preliminary objection to the effect that the offences sought to be compounded are non-compoundable and has further submitted that the victim was minor at the time of the alleged incident. 12. However, the Hon'ble Apex Court in the

			case of B.S. Joshi and others Vs. State of Haryana reported in (2003) 4 S.C.C., Page 675, has permitted compounding of non-compoundable offences with the permission of Court. 13. Furthermore, 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. 14. Following the aforesaid ratio, the present compounding application is allowed. The offences between the parties are permitted to be compounded. As a result, the entire proceedings of Session Trial No. 45 of 2024, under Sections 354, 354-d, 376 of IPC and Sections 3/4, 7/8, 11/12 of POCSO Act, pending in the court of learned FTSC/Special Court (POCSO)/Addl. Session Judge, Haldwani, District Nainital, are hereby quashed *qua* the applicant. 15. Accordingly, the present criminal misc. application stands disposed of in the aforesaid terms. **(Alok Mahra J.)** 28.10.2026 Ujjwal