2026:AHC:227629

HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 482 No. - 16629 of 2012

A Karuna Nidhi

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Applicant(s)	:	Sumit Goyal
Counsel for Opposite Party(s)	:	Ashok Kumar Singh, G.A., Govt.Advocate, Saurabh Singh, Subhash Chand Pandey

Court No. - 78

HON'BLE SANDEEP JAIN, J.

1. The instant application under Section 482 Cr.P.C. has been filed seeking for quashing of the proceedings of Complaint Case No. 3424 of 2010 (Som Prakash v. A Karuna Nidhi), under Section 420 I.P.C., Police Station Mandi, District Saharanpur, pending before the learned Chief Judicial Magistrate, Saharanpur.

2. The factual matrix of the case is that there existed a business relationship between the complainant/respondent no. 2, Som Prakash and the accused-applicant, A Karuna Nidhi, wherein the applicant used to purchase wooden articles from the complainant for the purpose of selling them within India as well as exporting them.

3. In one such transaction, on 11.02.2009, the applicant visited the office of the complainant situated in District Saharanpur and expressed his desire to purchase certain wooden articles with an assurance that payment for the said articles would be made within 15 days of their receipt through transport.

4. The complainant believed the aforesaid assurance given by the applicant and, consequently, supplied the wooden articles selected by the applicant through U.P. Delhi Transport Corporation on 12.02.2009 and 19.02.2009, amounting to Rs. 34,109/-. However, the applicant did not fulfil his assurance and refused to make the aforesaid payment, which

compelled the complainant to institute a criminal complaint.

5. In the complaint proceedings, the complainant examined himself under Section 200 Cr.P.C., and in support of his case, Pramod Kumar was examined under Section 202 Cr.P.C. On the basis of the aforesaid evidence, the accused-applicant was summoned to face trial under Section 420 I.P.C. vide order dated 24.05.2011 passed by the learned Chief Judicial Magistrate, Saharanpur, which has been assailed in the instant proceedings.

6. After hearing learned counsel for the parties at length, this Court persuaded them to arrive at a settlement because the matter was petty in nature. Learned counsel for the parties readily agreed to the same. Pursuant thereto, a sum of Rs. 50,000/- was electronically transferred by the accused-applicant into the bank account of the complainant, bearing Account No. 496001010011079 (IFSC: UBIN0549606) maintained with Union Bank of India, Purani Mandi, Saharanpur.

7. The complainant has duly received the aforesaid amount of Rs. 50,000/- in his bank account.

8. Learned counsel appearing for the complainant further submits that the complainant is satisfied with the aforesaid payment and does not wish to pursue the complaint any further, particularly as the complaint was instituted for recovery of an amount of Rs. 34,109/-, which has now been received along with interest.

9. Learned counsel for the complainant unequivocally submits that, in view of the aforesaid settlement and receipt of the entire amount, the complainant has no objection to the quashing of the pending criminal proceedings.

10. In view of the aforesaid facts and the amicable settlement arrived at between the parties, it is apparent that the complainant has received a sum of Rs. 50,000/- towards the consideration of the wooden articles supplied by him to the accused-applicant, which has been accepted by the complainant in full and final settlement of the dispute. In such circumstances, the continuation of the pending criminal proceedings

against the accused-applicant would serve no useful purpose.

11. Accordingly, the instant application under Section 482 Cr.P.C. is ***allowed***. Consequently, the proceedings of Complaint Case No. 3424 of 2010, under Section 420 I.P.C., pending before the learned Chief Judicial Magistrate, Saharanpur, including the summoning order dated 24.05.2011, as well as all other consequential proceedings arising therefrom, are hereby quashed.

(Sandeep Jain,J.)

November 2, 2026
Prachi

Digitally signed by :-
PRACHI KESARWANI
High Court of Judicature at Allahabad