2026:AHC:227795

# HIGH COURT OF JUDICATURE AT ALLAHABAD

**APPLICATION U/S 482 No. - 15756 of 2024**

Faeem And 2 Others

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

| | | |
|---|---|---|
| Counsel for Applicant(s) | : | Mohd. Aslam |
| Counsel for Opposite Party(s) | : | G.A., Puneet Kumar |

**Court No. - 80**

**HON'BLE CHAWAN PRAKASH, J.**

1. Case called out in the revised list. No one is present on behalf of opposite party No.2.

2. Heard Sri Syed Umar Farooq, Advocate holding brief of Sri Mohd. Aslam, learned counsel for the applicants, learned A.G.A. for the State and perused the record.

3. The present application under Section 528 of the B.N.S.S. has been filed by the applicants with a prayer to quash the charge sheet No.232 of 2023 dated 30.11.2023, summoning order dated 1.3.2024 passed by Additional Civil Judge (Jr. Div) IV/Judicial Magistrate Room No.33, Saharanpur and the entire proceeding of Case Crime No.1429 of 2024, arising out of Case Crime No.138 of 2023, under Sections 498A, 323, 504, 506 I.P.C., 3/4 D.P. Act, P.S. Mahila Thana, District Saharanpur.

4. Learned counsel for the applicant submits that the applicant and opposite party no. 2 have entered into a compromise and they have amicably settled their dispute outside the court and no dispute is pending between them, therefore, do not want to get adjudication of alleged criminal act and prayed that the aforesaid criminal case may be quashed. He further submits that the applicant shall file compromise deed before the learned trial court for verification.

5. Learned A.G.A. does not dispute the authenticity of the submission made by learned counsel for the applicants or the authenticity of the

documents relied upon by him. He submits that he has no objection, if the parties approach trial court to file compromise deed in the given circumstances.

6. Whether the parties have entered into compromise, can best be adjudicated by the trial court. As such, the parties may appear before the trial court and file a fresh compromise deed entered into between the parties within 30 days, which shall be verified by the trial court. The trial court shall place the original compromise deed in its record.

7. No compromise shall be entertained by the trial court if the informant/victim and accused are not signatories and appear before the court of its verification. In case of exigency, the trial court shall apply its mind and pass appropriate order.

8. For a period of two months, the proceedings of the trial court shall be kept in abeyance, if the compromise is filed and verified within stipulated period, otherwise, the trial court shall continue with the trial in accordance with law.

9. All the parties, who files compromise deed and get it verified shall then file a application invoking inherent power of this Court to quash the criminal proceeding.

10. In view of above, the application under Section 528 of the B.N.S.S. is accordingly **disposed of**.

**(Chawan Prakash,J.)**

**November 2, 2026**
Md Faisal

Digitally signed by :-
MOHD FAISAL
High Court of Judicature at Allahabad