2026:AHC:209794

HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 37082 of 2025

Khurshida And Another

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Applicant(s)	:	Neeraj Kumar Chaurasiya, Vivek Singh
Counsel for Opposite Party(s)	:	Bipin Kumar, G.A.

Court No. - 80

HON'BLE CHAWAN PRAKASH, J.

1. Heard Mr. Neeraj Kumar Chaurasiya, learned Counsel for the applicants, Mr. Bipin Kumar, learned Counsel for opposite party no.2 and learned A.G.A.for the State. The supplementary affidavit filed today is taken on record.

2. The present application has been filed under Section 528 BNSS by the applicants with the following prayer:

"*It is, therefore, most respectfully prayed that this Hon'ble Court may graciously be pleased to allow the present Application and quash the entire proceeding of Case No. 584 of 2023 (State of U.P. Versus Shahbaz & Others) arising out of Case Crime No. 0325 of 2022, under Sections 498-A, 323, 504, 506 of IPC & Section 3/4 of Dowry Prohibition Act. Police Station:-Mahila Thana, District:-Muzaffar Nagar as well as Charge Sheet bearing No. 58/23 submitted on 11.02.2023 and cognizance / summoning order dated 04.03.2024 issued /passed by Civil Judge (Junior Division). Fast Track Court No. 1, Muzaffar Nagar, which is pending in the Court of Learned Civil Judge (Junior Division) Fast Track Court No. 01. Muzaffar Nagar.*"

3. Learned Counsel for applicants submits that the applicants are innocent and have been falsely implicated in this case. Learned counsel for the applicants further submits that parties have amicably resolved their personal dispute, therefore, opposite party no.2 does not want to get adjudication of alleged criminal act and prayed that the aforesaid criminal case may be quashed in pursuance to compromise.

4. Learned A.G.A. for the State submits no objection if the parties approach Trial Court to file compromise in the given circumstances.

5. 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 concerned and file the compromise entered into between the parties **within 30 days,** which shall be verified by the Trial Court.

6. No compromise shall be entertained by the Trial Court if the informant/victim/injured 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.

7. 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.

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

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

October 7, 2026
Vijay

(Chawan Prakash,J.)

Digitally signed by :-
VIJAY KUMAR SAHU
High Court of Judicature at Allahabad