2026:AHC:209578

HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 38219 of 2026

Sunil Gupta

.....Applicant(s)

Versus

State of U.P. and another

.....Opposite Party(s)

Along with :

1. **Application U/s 482 No. 40473 of 2017:**
   Sunil Gupta and 5 others
   Versus
   State of U.P. and another

Counsel for Applicant(s) : Abhishek Tripathi, Ashok Kumar Singh, Pratibha Singh
Counsel for Opposite Party(s) : G.A., Girish Singh

Court No. - 78

HON'BLE SANDEEP JAIN, J.

1. The instant applications have been filed seeking quashing of the proceedings of Complaint Case No. 180 of 2013 (Smt. Sonali Gupta vs. Sunil Gupta and others), under Sections 498-A, 323, 504 and 506 IPC and Sections 3/4 of the Dowry Prohibition Act, Police Station Juhi, District Kanpur Nagar, pending before the Court of Additional Civil Judge (J.D.), Court No. 3, Kanpur Nagar, as well as the summoning order dated 05.04.2013 and all consequential proceedings arising therefrom.

2. By order dated 10.09.2026, the parties were directed to appear before the trial court for verification of the compromise, and the trial court was directed to submit its report in this regard. The parties were also directed to obtain a certified copy of the verification report and file the same before this Court through a supplementary affidavit.

3. In compliance with the aforesaid order, the accused-applicant, Sunil Gupta, has filed the verification report through a supplementary affidavit. As per the said report, the husband, Sunil Gupta, and the wife, Smt. Sonali

Gupta, appeared before the Court of Additional Civil Judge (Junior Division), Court No. 3, Kanpur Nagar, on 22.09.2026, where they stated that they had entered into the compromise voluntarily and that they did not wish to pursue the matter any further.

4. Learned counsel for the accused-applicant submits that, in view of the compromise arrived at between the husband and wife, no useful purpose would be served in permitting the aforesaid criminal proceedings to continue and, therefore, the same may be quashed.

5. It is apparent from the record that the marriage between Sunil Gupta and Smt. Sonali Gupta was solemnized on 20.11.2003. Soon thereafter, matrimonial discord arose between the parties. The wife alleged that she was subjected to harassment and cruelty on account of non-fulfilment of an alleged demand for dowry. Ultimately, she instituted the aforesaid complaint, in which, by order dated 05.04.2013 passed by the Additional Chief Judicial Magistrate, Court No. 7, Kanpur Nagar, the husband, Sunil Gupta, and his relatives, namely, Smt. Vijay Laxmi Gupta, mother-in-law; Gopal Gupta, elder brother-in-law; Smt. Shalini Gupta, wife of the elder brother-in-law; Smt. Savitri Gupta, sister-in-law; and Ajit Gupta, husband of the sister-in-law, were summoned to face trial for the offences under Sections 498-A, 323, 504 and 506 IPC and Sections 3/4 of the Dowry Prohibition Act.

6. Aggrieved by the aforesaid summoning order and the consequential proceedings, the accused-applicant approached this Court by filing Application under Section 482 No. 40473 of 2017 and Application under Section 528 B.N.S.S. No. 38219 of 2026.

7. Since the parties have amicably settled their matrimonial dispute and have voluntarily entered into a compromise, which has also been duly verified by the court concerned, and both the husband and wife have categorically stated that they do not wish to pursue the matter any further, this Court is of the view that no useful purpose would be served by permitting the criminal proceedings to continue.

8. Accordingly, both the aforesaid applications are allowed.

9. Consequently, the proceedings of Complaint Case No. 180 of 2013 (Smt. Sonali Gupta vs. Sunil Gupta and others), under Sections 498-A, 323, 504 and 506 IPC and Sections 3/4 of the Dowry Prohibition Act, Police Station Juhi, District Kanpur Nagar, pending before the Court of Additional Additional Civil Judge (J.D.), Court No. 3, Kanpur Nagar, as well as the summoning order dated 05.04.2013 and all consequential proceedings arising therefrom, are hereby quashed.

(Sandeep Jain,J.)

October 7, 2026
Mayank

Digitally signed by :-
MAYANK KUMAR SHARMA
High Court of Judicature at Allahabad