2026:AHC:209750

HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 43644 of 2026

Mohd Arkan And 3 Others

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Applicant(s)	:	Saurabh Mishra
Counsel for Opposite Party(s)	:	G.A.

Court No. - 80

HON'BLE CHAWAN PRAKASH, J.

1. Heard Mr. Saurabh Mishra, learned Counsel for the applicants, Mr. Pankaj Mishra, learned Counsel, who has filed his vakalatnama today in Court on behalf of opposite party no.2, and learned A.G.A.for the State. The said vakalatnama 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 be pleased to allow this application and quash the entire proceeding in Case No. 63 of 2022 (State Vs. Masroor and others) arising out of Case Crime No. 152 of 2021 under section 420, 504, 506 IPC, & 3/4 D.P. Act, Police Station-Bhot, District-Rampur, pending before the Court of Additional Chief Judicial Magistrate- III, Rampur on the basis of compromise deed dated 19.09.2026.*"

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.**

(Chawan Prakash,J.)

October 7, 2026
Vijay

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