2026:AHC:210936

HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 43894 of 2026

Naved

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Applicant(s) : Desh Deepak Shukla, Himanshu Mishra

Counsel for Opposite Party(s) : G.A.

Court No. - 80

HON'BLE CHAWAN PRAKASH, J.

1. Heard Mr. Desh Deepak Shukla, learned Counsel for the applicant and learned A.G.A.for the State.

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

"*It is, therefore, most respectfully prayed that this Hon'ble Court may kindly be pleased to quash the entire proceedings of Charge sheet Dated 08.01.2021 and summoning order dated 06.03.2021 as well as Criminal Case No.11007 of 2021 (State Vs.Naved), arising out of Case Crime No. 75 of 2020, under section 498A, 506, 323 1.P.C. or section 3/4 D.P. Act and section 4 Muslim Women (Protection of Rights on Marriage) Act 2019, Police Station- Shahganj, District Agra, pending in the court of Additional Chief Judicial Magistrate, Agra, because of the compromise took place between the parties out of the Court.*"

3. Learned Counsel for applicant submits that the applicant is innocent and has been falsely implicated in this case. Learned counsel for the applicant 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 8, 2026
Vijay

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