HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 44920 of 2026

Mahendra Pushpakar And 6 Others

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Applicant(s)	:	Rajesh Kumar Yadav
Counsel for Opposite Party(s)	:	Dibyanshu Kushwaha, G.A.

Court No. - 80

HON'BLE SATYA VEER SINGH, J.

1. Heard Mr. Rajesh Kumar Yadav, learned counsel for applicants, Mr. Aditya Veer Singh Rana, learned AGA for the State, Mr. Dibyanshu Kushwaha, learned counsel for opposite party No.2 and perused the record.

2. The present application under Section 528 BNSS has been filed with the prayer to quash the entire proceedings of Case No. 1385 of 2022 (Case Crime No. 68 of 2022) (State vs. Mahendra Pushpakar and others) under Sections 498-A, 323, 504, 506, 354-Kha IPC and Section 3/4 D.P. Act, Police Station Shivkuti, District Prayagraj pending in the court of Special Chief Judicial Magistrate, Prayagraj, on the basis of compromise between the parties.

3. Learned counsel for the applicants submits that the applicants 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, the proceedings of aforesaid criminal case may be quashed. He further submits that the applicants have filed the compromise before the trial court and certified copy of which is annexed at pages 81-83 of the present application. The counsel for opposite party no.2 submits that his client does not want to proceed the criminal case, the compromise has been filed before the trail court.

4. Learned A.G.A. for the State submits that he has no objection if the parties approached the trial court by filing the compromise deed and get it verified.

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 and get the compromise deed verified by the trial court. The trial court shall place the original compromise deed in its record.

6. 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.

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

8. All the parties, who filed compromise deed and get it verified may invoke 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 24, 2026
Kpy

(Satya Veer Singh,J.)

Digitally signed by :-
KAVLESHWAR PRASAD YADAV
High Court of Judicature at Allahabad