HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 50602 of 2025

Shyam Singh And 4 Others

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Applicant(s) : Abhishek Gupta, Suresh Kumar Maurya
Counsel for Opposite Party(s) : G.A.

Court No. - 81

HON'BLE PRASHANT MISHRA-I, J.

1. Heard Sri Abhishek Gupta, learned counsel appearing for the applicants and learned Additional Government Advocate appearing for the State.

2. The opposite party no. 2 is represented by Sri Laxmi Narayan, Advocate.

3. The instant application under Section 528 of the B.N.S.S., 2023 has been filed with a prayer to quash the entire proceedings of Complaint Case No. 88 of 2022 (Smt. Manju Bharti Vs. Shyam Singh and others), under Sections 12, 18,19,20, 22 and 23 of D.V. Act., pending before the court of Civil Judge (JD)/FTC-2, Gautambudh Nagar.

4. Learned counsel for the applicants and learned counsel for opposite party no. 2 submitted that the matter has been compromised between the parties. The instant application was connected with Criminal Revision No. 7645 of 2025 (Shyam Singh Vs. State of U.P. and another), wherein parties have entered into compromise in the aforesaid revision and now there remain nothing to adjudicate by this Court.

5. Perused the mediation report dated 17.02.2026, wherein, there is a settlement agreement annexed with mediation report, which shows that the parties have compromised the matter. In view of the compromise, no fruitful purpose would be served if the prosecution is allowed to go on.

6. Learned Additional Government Advocate submits that both the parties have settled their dispute out of the court, hence, there is no reason to proceed further.

7. The Hon'ble Apex Court in the cases of **Narindra Singh and others Vs. State of Punjab, (2014) 6 SCC 466, Parbatbhai Aahir @ Parbatbhai Vs.**

State of Gujarat (2017) 9 SCC, 641 and State of M.P. Vs. Laxmi Narayanan (2019) 5 SCC 688 had categorically held that compromise can be made between the parties even in respect of certain cognizable and non-compoundable offences. Reference may also be made to the decision given by this Court in **Shaifullah and others Vs. State of U.P. and another [2013 (83) ACC 278]**, in which, law expounded by the Hon'ble Apex Court in the aforesaid cases has been explained in detail.

8. Considering the facts and circumstances of the case, as noted herein above, and also the submissions made by the learned counsels for the parties, this Court is of the considered opinion that no useful purpose would be served by prolonging the proceedings of the above mentioned case.

9. Accordingly, the entire proceeding of Complaint Case No. 88 of 2022 (Smt. Manju Bharti Vs. Shyam Singh and others), under Sections 12, 18,19,20, 22 and 23 of D.V. Act., pending before the court of Civil Judge (JD)/FTC-2, Gautambudh Nagar, is hereby quashed.

10. This application under Section 528 of the B.N.S.S., 2023 is accordingly allowed.

October 24, 2026
Gss

(Prashant Mishra-I,J.)

Digitally signed by :-
GIRAJA SHANKER SHARMA
High Court of Judicature at Allahabad