

Sandeep Sain And 5 Others vs State Of U.P. And 2 Others on 28 March, 2025

HIGH COURT OF JUDICATURE AT ALLAHABAD

?Neutral Citation No. - 2025:AHC:44129

Court No. - 75

Case :- APPLICATION U/S 528 BNSS No. - 10318 of 2025

Applicant :- Sandeep Sain And 5 Others

Opposite Party :- State Of U.P. And 2 Others

Counsel for Applicant :- Mayank

Counsel for Opposite Party :- G.A.

Hon'ble Arun Kumar Singh Deshwal,J.

1. List of fresh cases has been revised.
2. No one appears on behalf of the applicant/s whereas learned AGA is present.
3. It is informed by learned AGA that the Bar Association of Allahabad High Court has passed a resolution that all members of Bar will abstain from judicial work today.
4. The present application has been filed to quash the chargesheet dated 28.07.2020 being C.S. no.128 of 2020 as well as entire proceeding of criminal case no.26/IX/2022, State of U.P. Vs. Sandeep Sain and others, u/s 498-A, 323, 504, 506, 406 I.P.C. and 3/4 of Dowry Prohibition Act, Police Station-Mahila Thana, District-Mathura, arising out of case crime no.63 of 2020 including cognizance and summoning order dated 03.10.2020 passed by Judicial Magistrate, Mathura.

5. From perusal of record, it appears that dispute between the parties is matrimonial in nature. Now, they have settled their dispute which was also reduced into written compromise dated 12.03.2025. Copy of the same has been annexed as Annexure No.4 to the application. The aforesaid compromise has already been filed before the court below and a request has been made that on the basis of the written compromise, impugned proceedings may be quashed.

6. Per contra, learned A.G.A. submits that the aforesaid compromise is yet to be verified by the court below.

7. In view of the above, the present application is disposed of with direction to the court below to verify the aforesaid compromise after summoning the parties within a period of two months from the date of receiving copy of this order. After verification of the aforesaid compromise, court below will permit the parties to obtain certified copy of the same.

8. For a period of two months, no coercive action shall be taken against the applicants.

9. It is further provided that applicants are at liberty to file fresh application u/s 528 B.N.S.S., if required, to quash the impugned proceeding on the basis of verified compromise.

Order Date :- 28.3.2025 S.Chaurasia