

HIGH COURT OF UTTARAKHAND AT NAINITAL

Criminal Writ Petition No.429 of 2023

With

Compounding Application (IA No.1 of 2023)

Aditya Kumar YadavPetitioner
Versus

State of Uttarakhand & othersRespondents

Present:-

Mr. Arun Pratap Shah, Advocate for the petitioner.
Mr. J.S. Virk, Deputy Advocate General along with Mrs.
Shivali Joshi, Brief Holder for the State.
Ms. Pooja Yadav, Advocate for respondent nos. 2 & 3.

Hon'ble Ravindra Maithani, J. (Oral)

The petitioner seeks quashing of the FIR No. 0110 of 2022, under Sections 354D, 506 IPC and Section 67B of the Information Technology Act, 2000, Police Station Tanakpur, District Champawat, on the basis of amicable settlement between the parties. A joint compounding application has been filed along with the affidavits of the petitioner and the respondent nos.2 & 3.

2. Heard learned counsel for the parties and perused the file.

3. According to the FIR, petitioner tried to blackmail the victim for sending her obscene photographs or else has been threatened that he would publish her morphed photographs.

4. Learned counsel for the parties would submit that parties have settled the dispute amicably. The victim is a minor, therefore, her father respondent no. 2 has also filed an affidavit.

5. The petitioner, respondent no.2-the informant and respondent no.3-the victim are present before the Court, as identified by their respective counsel. They have accepted the compromise.

6. Respondent no. 2 would submit that he has compounded the offence, keeping in view of the family condition and other factors of the petitioner and his father.

7. Having considered, this Court is of the view that it is a case, which may be decided on the basis of amicable settlement between the parties. Accordingly, the petition deserves to be allowed.

8. The petition is allowed. The FIR No. 0110 of 2022, under Sections 354D, 506 IPC and Section 67B of the Information Technology Act, 2000, Police Station Tanakpur, District Champawat, is hereby quashed.

9. Compounding Application No.1 of 2023 stands disposed of accordingly.

(Ravindra Maithani, J.)
18.03.2023

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