

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL APPLICATION (APL) NO. 1217 OF 2021

[Chetan Ghanshyam Khinchi and anr. **vs.** State of Maharashtra, through P.S.O.,
Tahsil P.S., Tahsil, Nagpur and anr.]

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. G. S. Gour, Advocate for the applicants
Mrs. M. A. Barabde, APP for the State/non-applicant no. 1
Mr. Vinay Dahat, Advocate h/f Mr. J. B. Kasat, Advocate for non-
applicant no. 2

CORAM: MRS. VRUSHALI V. JOSHI, J.

DATED : 05-05-2026.

Heard.

2. The applicants have filed this application for quashing First Information Report (FIR) No. 918/2021 registered by non-applicant no. 1 against them for offence punishable under Sections 380, 448, 454 and 457 read with Section 34 of the Indian Penal Code. It is alleged that the applicants have committed theft in the shop of non-applicant no. 2. Non-applicant no. 2 is a tenant and the applicants are the landlords. They broke open the lock of the shop. Thereafter, on the complaint lodged by non-applicant no. 2, crime is registered.

3. During pendency of this application, the matter is settled between the parties. Both the parties have executed memo of mutual understanding and the applicants have paid Rupees Fourteen Lakhs to non-applicant no. 2 for giving possession of tenanted premises.

4. Non-applicant no. 2 is present before the Court. His Advocate identified him. He has stated before the Court that he has no grievance against the applicants. He do not want to proceed further. Both the parties have withdrawn all civil litigations pending against each other.

5. As non-applicant no. 2 do not want to proceed further and he has no objection to quash and set aside the FIR registered against these applicants and as the matter is settled between them, FIR No. No. 918/2021 registered by non-applicant no. 1 against the applicants is quashed and set aside, subject to costs of Rs. 20,000/- to be paid by the applicants jointly and non-applicant no. 2 separately to the Public Welfare Account maintained with Union Bank of India, High Court Branch, Civil Lines, Nagpur bearing Account No. 129712010001014 and IFSC Code UBIN0812978 and to produce the receipts thereof on record within two weeks.

6. The application stands disposed of.

JUDGE

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