



2026:AHC:74163

HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 6980 of 2026

Saurabh @ Saurabh Kumar Chauhan

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

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

Court No. - 77

HON'BLE SAURABH SRIVASTAVA, J.

1. Supplementary affidavit preferred on behalf of applicant is taken on record.
2. Heard Sri Abhishek Gupta, learned counsel for applicant, Sri Suresh Kumar Maurya, learned counsel for opposite party no. 2 and learned AGA for the State.
3. Present application has been preferred with a prayer to quash the entire proceeding of Case no. 5167 of 2025 (State vs. Saurabh) under sections 323, 504, 506, 307 IPC, PS-Khurja Nagar, District Bulandshahr, charge sheet dated 30.4.2022 and cognizance order dated 23.4.2025 passed by learned Chief Judicial Magistrate, Bulandshahr on the basis of compromise.
4. In compliance of earlier order dated 18.2.2026 passed by co-ordinate Bench of this Court, compromise verification report has already been received from learned Chief Judicial Magistrate, Bulandshahr and the same has been preferred today by learned counsel for applicants by way of supplementary affidavit which is taken on record, wherein it is mentioned that compromise has been verified on dated 23.03.2026 in presence of both the parties.
5. Sri Suresh Kumar Maurya, learned counsel for opposite party no. 2 and learned AGA for the State showed no objection to aforesaid contention of learned counsel for applicant.

6. From perusal of records, it transpires that the parties have amicably settled their dispute and fact of compromise has been confirmed and admitted by learned counsel for the parties and it has been submitted that there would be no harm and error and it would be in the interest of justice that the proceedings may be quashed in light of the compromise.

7. A three-Judge Bench of the Hon'ble Supreme Court in **Gian Singh v. State of Punjab & another, (2012) 10 SCC 303**, has observed in para 58 of the said judgment that where the High Court quashes a criminal proceeding having regard to the fact that the dispute between the offender and the victim has been settled although the offences are not compoundable, it does so as in its opinion, continuation of criminal proceedings will be an exercise in futility and justice in the case demands that the dispute between the parties is put to an end and peace is resorted; securing the ends of justice being the ultimate guiding factor.

8. In the case of **Madhavrao Jiwajirao Scindia v. Sambhajirao Chandraojirao Angre, [(1988) 1 SCC 692]**, Hon'ble the Apex Court has also observed that where matters are also of civil nature i.e. matrimonial, family disputes, etc. the Court may consider "special facts", "special feature" and quash the criminal proceeding to encourage genuine settlement of disputes between the parties.

9. In view of the aforementioned facts and circumstances, the entire proceeding of Case no. 5167 of 2025 (State vs. Saurabh) under sections 323, 504, 506, 307 IPC, PS-Khurja Nagar, District Bulandshahr, are hereby **quashed**, only in respect of applicants herein.

10. Accordingly, the present application stands **allowed**.

(Saurabh Srivastava,J.)

April 6, 2026

Shaswat