



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 11166 of 2026

Manish Giri And 2 Others
.....Applicant(s)
Versus
State of U.P. and Another
.....Opposite
Party(s)

Counsel for Applicant(s)	:	Shivam Verma
Counsel for Opposite Party(s)	:	G.A.

Court No. - 78

HON'BLE NAND PRABHA SHUKLA, J.

- 1.Vakalatnama filed on behalf of opposite party No. 2 is taken on record.
2. Heard Mr. Shivam Verma, learned counsel for the applicants, Mr. Vijay Pratap, learned counsel for the opposite party No.2, learned A.G.A. for the State and perused the record.
3. The present application under Section 528 BNSS has been filed with a prayer to allow this application and quash the Charge Sheet dated 30.04.2024, submitted against Applicant no.1, U/s. 498A, 323, 504, 506, 427, 313 I.P.C. and section 3/4 Dowry Prohibition Act, 1961 and against Applicant no.2 and 3, U/s. 498A, 323, 504, 506, 427 I.P.C. and Section 3/4 Dowry Prohibition Act, 1961 as well as Cognizance and Summoning order dated 23.07.2024, passed by the Learned Court of Additional Chief Judicial Magistrate, Court no.6, Ghaziabad, in proceeding of Case no. 4511of 2024 (State Vs. Manish Giri and 2 others), arising out of Case Crime No. 15/2024, under Sections 498A, 323, 504, 506, 427, 313 I.P.C. and section 3/4 Dowry Prohibition Act, 1961, Police Station Kotwali, District Ghaziabad, pending in the learned Court of Additional Chief Judicial Magistrate, Court no.1, Ghaziabad.
4. Learned counsel for the applicants submit that the applicant No. 1 and opposite party No.2 have settled the dispute and the opposite party No. 2 is residing at her maternal home along with applicant No.1. Further, it has been submitted that the parties have entered into a compromise dated 02.02.2026, which has been placed as "Annexure No.-5" to the application. Therefore, no

useful purpose would be served in continuing the proceedings before the Court concerned and the same is not only sheer wastage of time of the Court but also abuse of process of law.

5. Learned A.G.A., however, submits that it is the Trial Court, which has to verify the fact as to whether the parties have entered into compromise, hence the applicants may approach the concerned Court and move an application with respect to compromise between the parties, which will be decided in accordance with law.

6. In view of above, without expressing any opinion on the merits of the case, the applicants and opposite party No. 2 are directed to appear before the Trial Court along with compromise deed as well certified copy of this order within three weeks from today. It is expected that Court concerned may fix a date for the verification of the compromise and after ensuring the presence of the parties, pass an appropriate order with respect to the same in accordance with law, as expeditiously as possible, after giving opportunity of hearing to both the parties, preferably within a period of three months from the date of production of a certified copy of this order, if there is no other legal impediment. While passing the order verifying the compromise, the Court concerned shall also record the statements of the parties as to whether all the terms and conditions mentioned in the original compromise deed, so filed, have been fulfilled or not.

7. List on 25.05.2026 alongwith compromise verification report in the daily cause list.

8. Till the next date of listing, no coercive action shall be taken against the applicants in the aforesaid case.

(Nand Prabha Shukla,J.)

March 28, 2026

Aditya Tripathi