



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 22200 of 2025

Subhash Rajbhar

.....Applicant(s)

Versus

State Of U.P. And 3 Others

.....Opposite
Party(s)

Counsel for Applicant(s) : Ankit Kumar Singh
Counsel for Opposite Party(s) : Ashish Tyagi, G.A.

Court No. - 78

HON'BLE TARUN SAXENA, J.

Short counter affidavit filed today on behalf of opposite party no. 2, is taken on record.

Heard Sri Ankit Kumar Singh, learned counsel for the applicant, Sri Ashwani Kumar, Advocate holding brief of Sri Ashish Tyagi, learned counsel for the opposite party no. 2, learned AGA for the State and perused the records.

The present application U/S 528 B.N.S.S. has been filed by the applicants with the prayer to set aside the order dated 29.03.2025 as well as entire proceedings of Special Session Trial No. 34 of 2016 (State Vs. Subhash Rajbhar), arising out of Case Crime No. 03 of 2013, under Sections 363, 366, 376 I.P.C. and Section 3/4 POCSO Act, Police Station Govind Nagar, District Kanpur Nagar, on the basis of compromise.

Learned counsel for the applicant and learned counsel for the opposite party no. 2 jointly submit that the parties have entered into a compromise and the same was filed before the Trial Court concerned, which has been verified by the Trial Court concerned on 03.11.2025 and the verification report of the compromise has been filed today through short counter affidavit. Therefore, no useful purpose would be served in continuing the proceedings before the court below and the same is not only sheer wastage of

time of the Court but also abuse of the process of law.

Learned A.G.A. for the State prays for and is granted four weeks' time to file counter affidavit.

List this case on 02.04.2026 as fresh.

Till the next date of listing, further proceedings against the applicant in the aforesaid session trial shall remain stayed.

(Tarun Saxena,J.)

February 24, 2026

SK Srivastava