



HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 38504 of 2025

Vinod Yadav

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s)	:	Jai Raj
Counsel for Opposite Party(s)	:	Devidayal Tiwari, G.A.

Court No. - 81

HON'BLE AVNISH SAXENA, J.

1. Sri Jai Raj, learned counsel appears for the applicant and submits that opposite party no.2 has lodged false and frivolous F.I.R. of rape on false pretext of marriage. The accused-applicant and opposite party no.2 were separately engaged in two companies and during transit they met each other and developed physical relations. The accused-applicant is already married. There is compromise entered into between the parties, which is annexed at page no.57 of the application, hence, he seeks intervention of this Court to quash the charge-sheet and entire proceedings of the case as the parties have already buried their grievance. He relied on two apex court judgements i.e. (1) **Kunal Chatterjee Versus The State of West Bengal and others** passed in **Special Leave Petition (Crl) No. 7004 of 2025** decided on July, 29, 2025 and (2) **Shambhu Kharwar Versus State of Uttar Pradesh and another** reported in **2022 SCC OnLine SC 1032**.
2. Learned A.G.A. is present for State-opposite party no.1.
3. Sri Devi Dayal Tiwari, learned counsel appears for opposite party no.2 and submits that there is compromise between the parties and he admits the factum of compromise.
4. List this case on 25.11.2025.
5. Meanwhile, the parties may exchange the affidavits.
6. The parties may appear before the trial court and file the compromise entered into between the parties, which shall be verified by the trial court.

The trial court may return the certified copy of compromise, keeping the original in the record, to this Court at an early date.

7. Considering that the matter pertains to rape on false promise of marriage and also the dictum of Supreme Court in aforesaid cases, further proceedings in Session Case No.631 of 2025 (State Versus Vinod Yadav) arising out of Case Crime No.37 of 2025 under Sections 64(2)(M), 69, 123, 351(3) B.N.S. and 3(2)5 SC/ST Act, Police Station Jagdishpura, District Agra, pending in the court of Special Judge (SC/ST Act), Agra is stayed.

October 14, 2025

MN/-

(Avnish Saxena,J.)