

Court No. - 67

Case :- APPLICATION U/S 482 No. - 2479 of 2023

Applicant :- Tarun Kumar Vishwas And 4 Others

Opposite Party :- State of U.P. and Another

Counsel for Applicant :- Sanjay Kumar Yadav

Counsel for Opposite Party :- G.A.

Hon'ble Rahul Chaturvedi,J.

Heard learned counsel for the applicants and learned A.G.A.
Perused the record.

By means of the present 482 application the applicants are seeking the quashing of impugned charge sheet No.113 of 2021 dated 15.12.2021 as well as cognizance order dated 14.1.2022 and entire criminal proceeding of Case No.24 of 2022 (State vs. Tarun Kumar Vishwas and others), arising out of Case Crime No.44 of 2021, u/s 498A, 323, 506 I.P.C. and 3/4 of Dowry Prohibition Act, P.S.- Mahila Thana, District Saharanpur, pending in the court of learned Civil Judge (Junior Division)/F.T.C. (offence against women) on the basis of compromise dated 02.1.2023.

Learned counsel for the applicants submits that the soul and gist of controversy is matrimonial dispute between the husband and wife and the parties have come to truce and they have buried their differences outside the Court and in this regard a compromise deed is executed between the parties on 02.1.2023, which is annexed as Annexure-3 to the petition. Thus, the criminal prosecution pending against the applicants should be quashed.

Under these circumstances, the contesting parties are required to appear before the concerned court below within 15 days from today and file an application along with the alleged compromise deed dated 02.1.2023 for its verification before the concerned court. If such application along with the alleged compromise deed is filed by the applicants, the court concerned in turn, after summoning both the parties shall explain the terms of compromise to them and verify the alleged compromise and its covenants and signatories by way of passing a suitable order within a week thereafter.

Put up as fresh on 20.3.2023.

By that date, learned counsel for the applicants would file

supplementary affidavit annexing the order passed by the concerned court relating to verification of compromise.

Till next date of listing, no coercive action shall be taken against the applicants in aforesaid case in order to facilitate the parties to come to terms.

Order Date :- 15.2.2023

M. Kumar