

Court No. - 87

Case :- APPLICATION U/S 482 No. - 16281 of 2023

Applicant :- Namita Baskheti @ Namita Pandey And Another

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

Counsel for Applicant :- Abhishek Tandon, Manu Srivastava

Counsel for Opposite Party :- G.A., Sunil Vashisth

Hon'ble Neeraj Tiwari, J.

1. Heard learned counsel for the applicants, learned A.G.A. for the State and Sri Sunil Vashisth, learned counsel for the opposite party No. 2.

2. The present 482 Cr.P.C. application has been filed to quash the charge sheet No. 01 of 2022 dated 23.04.2022, cognizance/summoning order dated 20.05.2022 as well as entire proceedings of criminal case No. 6368 of 2022 (State Vs. Namita Baskheti and Another), arising out of Case Crime No. 0172 of 2021, under Sections- 406, 504, 506 I.P.C., Police Station- Kotwali, District- Meerut.

3. Earlier this Court vide order dated 03.05.2023 has referred the matter to Mediation Centre for reconciliation and ultimately, the matter has been reconciled between the parties on 23.07.2023. Report of Mediation Centre dated 23.07.2023 is also available on record.

4. Learned counsel for the applicants submitted that in light of settlement agreement dated 23.07.2023 between the parties, criminal proceedings against the applicants may be quashed.

5. Learned counsel for the opposite party No. 2 has not objected the aforesaid facts and submitted that in case proceedings against the applicants is quashed, he would have no objection.

6. In view of the facts and circumstances of the case, the applicants and opposite party no. 2 do not want to pursue the case any further as stated by them. The matter has been mutually settled between the parties, therefore, no useful purpose would be served in proceeding with the matter further.

7. Thus in view of the well settled principle of law as laid down

by the Hon'ble Apex Court in the matters of **Krishnappa & Ors. vs. State of Karnataka; 2021 0 Supreme(SC) 529, Parbatbhai Aahir @ Parbatbhai Bhimsinhbhai Karmur and Ors. vs. State of Gujarat and another; 2017 9 SCC 641, B.S. Joshi Vs. State of Haryana; 2003(4) SCC 675, Nikhil Merchant Vs. Central Burea of Investigation and another; (2008) 9 Supreme Court Cases 677, Gian Singh Vs. Stated of Punjab; (2012) 10 SCC 303 and Narinder Singh & others Vs. State of Punjab and another; (2014) Supreme Today 642**, the proceedings of the aforesaid case is hereby quashed.

8. The present application is, accordingly **allowed**.

9. No order as to costs.

Order Date :- 17.8.2023

ADY