

SL. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
			<p>C-482 Petition No. 989 of 2021</p> <p><u>Hon'ble N.S.Dhanik, J.</u></p> <p>Ms. Prabha Naithani, learned counsel for the applicant.</p> <p>Mr. J.S.Virk, learned AGA for the State/respondent no.1.</p> <p>Mr. Shubham Pande, learned counsel for the respondent no.2.</p> <p>Heard learned counsel for the parties.</p> <p>This criminal misc. application has been filed by the applicant with the prayer to quash the entire proceedings against the applicant in Criminal Case No. 606 of 2020 (FIR No. 142 of 2019), under Sections 420, 467, 468, 471 and 120-B IPC, pending in the Court of Chief Judicial Magistrate Pithoragarh, District Pithoragarh.</p> <p>A compounding application no. 01 of 2021 has been field by the parties.</p> <p>In the compounding application, duly supported by the affidavits of respondent no. 2 Mr. Himanshu Pokhariya (complainant/victim) and & Petitioner Girish Chandra, which bears the signatures of learned counsel for the applicant as well as learned counsel for respondent no. 2, it has been stated that parties have amicably settled their disputes and the respondent no. 2 does not want to prosecute the accused-applicant. Accused applicant as well as respondent no. 2, are present through Video Conferencing and they are duly</p>

		<p>identified by their respective Counsels and they admitted that they have settled the disputes amicably and have entered into compromise.</p> <p>Learned State Counsel raised formal objection stating that offences punishable under Sections 467, 468 and 471 IPC are non-compoundable offences.</p> <p>In view of the above and considering the principle of law laid down by Hon'ble Apex Court in <i>Nikhil Merchant v. C.B.I. & Ors</i>, (2008) 9 SCC 677; <i>B.S. Joshi v. State of Haryana & Anr</i> reported in (2003) 4 SCC 675, and in <i>Gian Singh v. State of Punjab & Another</i>, (2012) 10 SCC 303, the compounding application is allowed. Compromise arrived at between the parties is accepted.</p> <p>Consequently, the entire proceedings against the applicant in Criminal Case No. 606 of 2020 (FIR No. 142 of 2019), under Sections 420, 467, 468, 471 and 120-B IPC, pending in the Court of Chief Judicial Magistrate Pithoragarh, District Pithoragarh, are hereby quashed <i>qua</i> applicant.</p> <p>Present C-482 Petition is accordingly disposed of.</p> <p style="text-align: right;">(N.S.Dhanik, J.) 30.07.2021</p> <p>Kaushal</p>
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