

HIGH COURT OF UTTARAKHAND AT NAINITAL

Criminal Misc. Application No. 558 of 2022

Sukhwant Singh and others

.....Applicants

Versus

State of Uttarakhand and another

....Respondents

Present:

Mr. Abhishek Verma, Advocate for the petitioners.
Ms. Shivangi Gangwar, Brief Holder for the State.
Mr. A.K. Arya, Advocate for the private respondent.

JUDGMENT

Hon'ble Ravindra Maithani, J.(Oral)

The challenge in this petition is made to the summoning order dated 13.10.2020, passed in Criminal Case No. 6874 of 2020 (New No. 223 of 2022), State of Uttarakhand v. Sukhwant Singh & others, under Sections 148, 323, 504 & 506 IPC, by the court of 3rd Additional Civil Judge (Junior Division)/Judicial Magistrate, Kashipur, District Udham Singh Nagar ("the case"), as well as the entire proceedings of the case, on the basis of amicable settlement between the parties.

2. The case is based on an FIR lodged by the respondent no. 2 Smt. Neeru ("the informant").

3. A joint compounding Application No. 01 of 2022 has been filed along with the affidavits of the parties and the injured Omveer and Tasvir Hussain also.

4. Heard learned counsel for the parties and perused the record.

5. Learned counsel for the parties would submit that the parties have settled the dispute amicably. They are living in peace and harmony.

6. The petitioners, the informant as well as the injured Omveer and Tasvir Hussain are present in person before this Court, duly identified by their respective counsel. They have verified the contents of the compromise.

7. The Court particularly asked the informant as well as the injured Omveer and Tasvir Hussain. They have stated that they have settled the dispute amicably and now they do not want to proceed with the case.

8. Having considered, this Court is of the view that it is a case which may be decided on the basis of amicable settlement between the parties. Accordingly, the petition deserves to be allowed.

9. The petition is allowed. The summoning order dated 13.10.2020 as well as the entire proceedings of the case are hereby quashed.

10. Compounding Application No. 01 of 2022 stands disposed of accordingly.

(Ravindra Maithani, J.)
29.04.2022

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