

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT  
JODHPUR**

S.B. Criminal Misc(Pet.) No. 1153 / 2017

Ajay Sharma S/o Shri Aditya Mohan Sharma, Aged About 34  
Years, B/c Brahmin, R/o 389, Joshi Bhawan, Near Gurukul School,  
Maniharo Ka Rasta, Choti Chopar, Jaipur (rajasthan)

----Petitioner

Versus

1. The State of Rajasthan

2. Ritu Bohra W/o Ajay Sharma, D/o Shri Praveen Kumar Bohra,  
Aged About 24 Years, B/c Brahmin, R/o Outside Rampole Ki Bari,  
Brahmpur, Jodhpur (raj)

----Respondents



For Petitioner(s) : Mr. Praveen Dave.

For Respondent(s) : Mr. VS Rajpurohit, PP for the State.

Mr. Madharam, for respondent No.2.

**HON'BLE DR. JUSTICE PUSHPENDRA SINGH BHATI**

**Order**

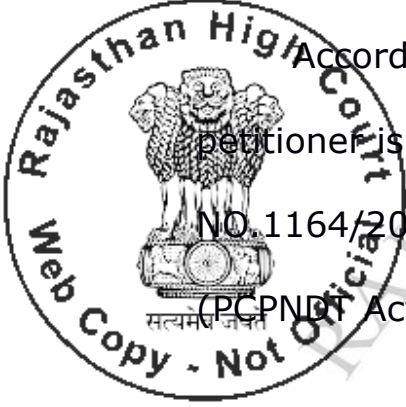
**24/04/2017**

It is stated at the Bar that a compromise signed by all the parties is submitted with the present petition. It is borne out from the compromise that complainant is not inclined to proceed further in the matter. Learned counsel for the parties have placed reliance on a decision of Supreme Court in case of **Gian Singh V/s. State of Punjab & Anr. [(2012) 10 SCC 303]**.

It is also submitted that upon the aforementioned compromise, the learned court below vide order dated 25.03.2017 acquitted the petitioner of the offence under Section 406, however, has not acquitted the petitioner of the offence under Section 498A.

In view of compromise arrived at between the parties as well as the aforesaid order dated 25.03.2017 of the learned court below and applying the ratio in decision of **Gian Singh Vs. State of Punjab & Anr. (supra)**, I deem it just and proper to invoke inherent powers of this Court under Section 482 Cr.P.C.

Accordingly, the present misc.petition is allowed and the petitioner is acquitted of the offence under Section 498A IPC Cr.O. NO.1164/2016 pending before learned Special ACJM Court (PCPNIB Act Cases), Jodhpur Metro is quashed and set aside.



(DR. PUSHPENDRA SINGH BHATI)J.

Ck mishra



सत्यमेव जयते