

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

S.B. Criminal Misc(Pet.) No. 3455/2019

Manish Sakhrani S/o Shri Jai Kishan Sakhrani, Aged About 36 Years, By Caste Sindhi, Resident Of 14/1017, Chopasani Housing Board, Jodhpur (Raj.) At Present 17E/534, Chopasani Housing Board, Jodhpur (Raj.)

----Petitioner

Versus

1. State Of Rajasthan, Through Pp
2. Smt. Namrata Sakhrani W/o Manish Sakhrani, Aged About 34 Years, D/o Thakur Bherwani, By Caste Sindhi, Resident Of C/o Poonam Motiyani, 19A, Suraj Nagar, Jodhpur (Raj.)

----Respondents

For Petitioner	:	Dr. Shailendra Kala
For Respondent	:	Mr. Gaurav Singh, PP Mr. H.M. Saraswat for the respondent No.2.

HON'BLE MR. JUSTICE VINIT KUMAR MATHUR

Order

05/07/2019

1. It is stated at the Bar that a compromise has been arrived at between the parties and it is borne out from the compromise that the complainant is not inclined to proceed further in the matter.
2. Learned counsel for the parties have placed reliance on a decision of Supreme Court in case of ***in the case of State of M.P. V/s Laxmi Narayan & Ors. [AIR 2019 SC 1296].***
3. It is also submitted that upon the aforementioned compromise, the learned court below vide order dated 01.05.2019 has declined to verify the compromise on the ground that the offence under Section 498-A IPC is non-compoundable.

4. That counsel for the parties are in agreement that dispute between the parties has been amicably settled and therefore, complainant does not want to pursue the matter.

5. In view of compromise arrived at between the parties as well as the aforesaid order dated 01.05.2019 of the learned court below and applying the ratio in decision of ***in the case of State of M.P. V/s Laxmi Narayan & Ors. [AIR 2019 SC 1296]***, I deem it just and proper to invoke inherent powers of this Court under Section 482 Cr.P.C.

6. Accordingly, the present misc. petition is allowed and the petitioner is discharged of the offences under Sections 498-A IPC, in relation to Criminal Regular Case No.69/2014 (1680/2015) (C.R. No.84/24.06.2013) pending before the learned Special Additional Chief Metropolitan Magistrate (PCPNDT Act Cases), Jodhpur Metro.

(VINIT KUMAR MATHUR),J

109-SanjayS/-

सत्यमेव जयते