

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

S.B. Criminal Miscellaneous (Petition) No. 3774/2025

Abdul Jahid S/o Abdul Rahim, Aged About 32 Years, R/o House
No 462, Sector 14, Chopasani Housing Board, Jodhpur.

-----Petitioner

Versus

1. State Of Rajasthan, PP
2. Smt Heena Bano Spouse/o Abdul Jahid, D/o Aslam Khan,
R/o 184 D.i.g Firoj Khan Colony, Suthla ,jodhpur

-----Respondents

For Petitioner(s)	:	Mr. Arif Malkani, through V.C. with Mr. Gaurang Deora
For Respondent(s)	:	Mr. Vikram Singh Rajpurohit, PP
For Complainant(s)	:	Mr. Himanshu Choudhary

HON'BLE MR. JUSTICE ANIL KUMAR UPMAN

Order

23/04/2026

1. By way of this Criminal Misc. Petition under Section 528 of B.N.S.S., the accused-petitioner has approached this Court with a prayer to quash the entire charge-sheet filed by the SHO Police Station Pratap Nagar, District Jodhpur City (West) in connection with FIR No.24/2024 for the offences punishable under Section 3/4 of the Muslim Women (Protection of Rights on Marriage) Act, 2019, on the basis of compromise.

2. Learned counsel for the petitioner submits that during the pendency of this petition, dispute has been resolved by the parties through mutual dialogue and a mutual decree of divorce has already been granted by the learned Family Court No.3, Jodhpur vide order dated 17.03.2026 whereby marriage of the parties has

been dissolved. In such circumstances, it is submitted that continuation of further proceedings would not serve any fruitful purpose and would be a total waste of Court's precious time and resources.

3. Learned State Counsel as well as learned counsel for complainant does not dispute the factum of compromise.

4. Learned counsel appearing for the complainant has no objection if proceedings pending before the learned trial Court arising out of FIR No.24/2024 are quashed.

5. In view of the aforesaid and considering the submissions made on behalf of the respective parties; the material made available for my perusal; considering the fact that the petitioner- Abdul Jahid and the complainant (husband and wife respectively) have resolved their dispute amicably and a decree of divorce has been granted by the learned Family Court; this Court is of the view that in order to establish peace and harmony between the petitioner and complainant and in order to let them live peacefully in the future life, it would be expedient that the entire charge-sheet is quashed.

6. The present case is wholly covered by the principle of law laid down by the Hon'ble the Supreme Court in the case of **Gian Singh Vs. State of Punjab & Anr.** reported in **2012 Cr.L.J. (SC) 4934** and in the case of **State of Haryana & Ors. Vs. Choudhary Bhajan Lal & Ors.** [AIR 1992 SC 604], the entire charge-sheet is liable to be quashed in view of compromise arrived at between the parties.

7. In view of the above, this criminal misc. petition is allowed and the entire charge-sheet along with all consequential proceedings arising out of FIR No.24/2024 is quashed and set aside. Consequence to follow.
8. The stay petitions and all pending application(s), if any, also stand disposed of.

(ANIL KUMAR UPMAN),J

Gautam Jain/141