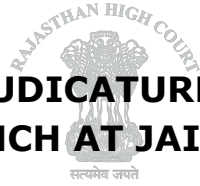


**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**



S.B. Criminal Miscellaneous (Petition) No. 2771/2026

Nagesh Kumar S/o Harphool Singh, Ward No. 16, Khetri,
Jhunjhunu, Rajasthan.

----Petitioner-Accused

Versus

1. State Of Rajasthan, Through Public Prosecutor.

----Respondent

2. Amarta Devi W/o Late Ashok Kumar Jat, R/o Dhani
Somara Tan Bagor, Tehsil Khetri, District Jhunjhunu,
Rajasthan, Currently Residing At Dhani Navoda Ki Tan
Panchlangi, Tehsil Udaipurvati, District Jhunjhunu,
Rajasthan.

----Respondent-Complainant

For Petitioner(s)	:	Mr. Devanshu Saini
For Respondent(s)	:	Mr. Manvendra Singh Shekhawat, PP with Mr. Shubham Saini Mr. Yogesh Khandelwal

HON'BLE MR. JUSTICE ANUROOP SINGHI

Order

06/05/2026

1. The present criminal miscellaneous petition has been filed by the petitioner under Section 528 of BNSS, 2023 seeking quashing of the criminal proceeding arising out of FIR No.0133/2021 dated 13.02.2021 registered at Police Station Khetri, Jhunjhunu, for the alleged offences punishable under Sections 420, 406, 467, 468 and 471 of IPC, 1860 and all consequential proceedings arising therefrom, including Criminal Case No.924/2024 pending before the Court of learned Additional Chief Judicial Magistrate, Khetri.

2. Mr. Devanshu Saini, learned counsel for the petitioner, at the very outset, submits that the FIR in question arises out of a

private dispute between the parties and as the parties have arrived at a compromise dated 29.11.2025, a copy of which has been annexed in the petition as Annexure -3, the FIR in question is liable to be quashed in view of the judgments passed by the Hon'ble Supreme Court in ***Gian Singh Vs. State of Punjab & Anr.***, reported in **(2012) 10 SCC 303** and ***Narinder Singh & Ors. Vs. State of Punjab & Anr.***, reported in **2014 Cr.L.R. (SC) 35**.

3. Learned Public Prosecutor has opposed the criminal miscellaneous petition.

4. Learned counsel appearing for respondent No.2 - complainant while acknowledging the factum of compromise between the parties, submits that respondent No.2 - complainant has willingly arrived at the said compromise and has no objection if the FIR in question is quashed.

5. Heard learned counsel for the parties and perused the material available on record.

6. A bare perusal of the record reveals that the learned trial Court recorded the compromise entered into between the parties *qua* the offences punishable under Sections 420 and 406 of IPC, the said offences being compoundable in nature and accordingly, confirmed and verified the said compromise.

7. The Hon'ble Supreme Court in ***Gian Singh (supra)***, has authoritatively held that the High Court in exercise of its inherent powers under Section 482 Cr.P.C. can quash criminal proceedings even in respect of non-compoundable offences if the dispute is essentially of a private and personal nature and the parties have

amicably settled the matter, provided that such offences do not have a serious impact on the society.

The abovementioned position of law has been reiterated and has been consistently held in currency by the Hon'ble Supreme Court and Co-ordinate Benches of this Court.

8. Even though in the present matter some of the alleged offences as mentioned in the impugned FIR are non-compoundable in nature but considering the law as laid down by the Hon'ble Supreme Court in ***Gian Singh (supra)*** and ***Narinder Singh (supra)***, and the fact that both the parties have amicably settled the dispute between them, there is bleak possibility that any conviction may take place in consequence to the impugned FIR. In these circumstances, it would be in the interest of justice to exercise the inherent powers as vested upon this Court under Section 528 of BNSS, 2023.

9. Resultantly, this criminal miscellaneous petition is allowed and the FIR No.0133/2021 dated 13.02.2021 registered at Police Station Khetri, Jhunjhunu, and all consequential proceedings arising therefrom, including Criminal Case No.924/2024 pending before the Court of learned Additional Chief Judicial Magistrate, Khetri, are hereby quashed and set aside.

10. Pending application(s), if any, also stand disposed of.

(ANUROOP SINGHI),J