

**Case :-** APPLICATION U/S 482 No. - 17991 of 2020

**Applicant :-** Anis And 2 Others

**Opposite Party :-** State of U.P. and Another

**Counsel for Applicant :-** Mehdi Abbas

**Counsel for Opposite Party :-** G.A.

**Hon'ble J.J. Munir,J.**

A report from the Chief Judicial Magistrate dated 08.02.2021 has been received in compliance with this Court's order dated 12.01.2021. A perusal of the report shows that both parties have appeared before the Magistrate, affirmed the compromise and appended their signatures to the same. The Court by an order dated 06.02.2021 has verified the compromise. The compromise in original is on record along with the report of the Chief Judicial Magistrate dated 08.02.2021.

Upon a perusal of the terms of compromise, it is evident that both parties do not wish to pursue or defend the criminal prosecution any further and wish to settle the matter amicably. The dispute arises essentially from a marital discord and going by the allegations it cannot be said that there is any such offence committed where the State is the forerunner of justice.

Mr. S.S.Tiwari, learned A.G.A. appearing on behalf of the State says that the State would have no objection if the proceedings of the case are quashed in accordance with the terms of compromise.

In the opinion of this Court, considering the nature of the allegations, the nature of the dispute between the parties which is a matrimonial, it would be appropriate to secure the ends of justice that the impugned proceedings are quashed. Permitting the proceedings to continue would be an utter wastage of public time and money.

In the circumstances, this application succeeds and is **allowed**. The impugned charge sheet and the proceedings of the Case No. 3447 of 2020, State vs. Anees and others (arising out of Case Crime No. 0767 of 2019), under Section 498-A, 377, 452, 354 (ka), 323, 504, 506 I.P.C. and Section 3/4 D.P. Act and SECTION 3/4 Muslim Women (Protection of Rights on Marriage) Act, 2019, Police Station Kotwali Dehat, District Bulandshahar are hereby **quashed**.

Let an entry be made in the general diary of Police Station Kotwali Dehat that proceedings of Crime No.0767 of 2019,

under Section 498-A, 377, 452, 354 (ka), 323, 504, 506 I.P.C. and Section 3/4 D.P. Act and Section 3/4 Muslim Women (Protection of Rights on Marriage) Act, 2019 stand quashed under orders of this Court. It shall be the duty of the Chief Judicial Magistrate, Bulandshahar to ensure that this part of the order is duly carried out in the GD of the police station concerned forthwith.

Let this order be communicated to the Chief Judicial Magistrate, Bulandshahar by the Registrar (Compliance) by **Monday next.**

**Order Date :-** 30.6.2021

Brijesh Maurya