IN THE HIGH COURT OF ORISSA AT CUTTACK
CRLMC No.3166 of 2026
CNR No. ODHC010671762026

Ghanashyam Hembram **.....** ***Petitioner***

Represented by Adv. -
Atmajit Manmith Das

-versus-

State Of Odisha & Another **.....** ***Opp. Parties***

Represented by Adv.
–A. Mohanty, ASC

CORAM:
THE HON'BLE MR. JUSTICE SIBO SANKAR MISHRA

ORDER

Order No. **04.11.2026**

03. 1. The petitioner seeks quashing of the F.I.R. dated 25.01.2018 registered as Udala P.S. Case No.9 of 2018 and the consequential criminal proceedings arising therefrom on the ground that the dispute between the parties has been amicably settled.

2. Pursuant to the order dated 17.09.2026, the petitioner and the Opp. Party No.2 have filed a joint affidavit, *inter alia,* stating as under:-

> *"2. That the following proceedings between the parties are pending, or have arisen, out of the same transactions:*
>
> *(a) Udala P.S. Case No. 9 of 2018 dated 25.01.2018 registered for alleged commission of offences under Sections 498-A, 294, 506 and 34 of the Indian Penal Code.*
>
> *3. That pursuant to the order dated 17.09.2026 passed in CRLMC No.3166 of 2026, the parties settled all the*

above disputes voluntarily and without any coercion, and executed a Joint Affidavit of Compromise.

4. That the dispute is matrimonial in nature and both the parties settled their dispute amicably and informant of this case not willing to proceed further in this case as the both parties are husband and wife. They have peacefully live in a single house.

5. That the Second Party, being the informant, has no surviving grievance against her husband and has no objection to the quashing of Udala P.S. Case No. 9 of 2018 dated 25.01.2018."

3. Opposite party No.2 is personally present in Court and has been identified by her learned counsel. She has also filed a self-attested copy of her Aadhaar Card in proof of her identity, which is taken on record.

4. On being queried by this Court, opposite party No.2 submits that, pursuant to the settlement arrived at between the parties, she has resumed her conjugal relationship with the petitioner and both of them are peacefully residing together as husband and wife. She further states that she has no subsisting grievance against the petitioner and does not wish to pursue the criminal proceeding initiated at her instance. Accordingly, she has no objection for quashing of the F.I.R. registered as Udala P.S. Case No.9 of 2018 and the consequential criminal proceedings arising therefrom.

5. Regard being had to the allegations made by the opposite party no.2 against the petitioner and more particularly, the fact that the parties have settled their dispute and the informant has categorically expressed his unwillingness to pursue the criminal proceeding any further, I am inclined to allow the present petition. Further,

continuation of the present proceeding will not inure to the benefit to either parties and, therefore, in this circumstance subjecting the petitioner to rigors of the trial is destined to be futile exercise. The case of the petitioners is directly covered by the judgment of the Hon'ble Supreme Court in the cases of ***Gian Singh vs. State of Punjab and another*** reported in ***2012 (10) SCC 303*** and ***B.S. Joshi & others vs. State of Haryana & another*** reported in ***(2003) 4 SCC 675***.

6. Accordingly, the entire criminal prosecution in the F.I.R. dated 25.01.2018 registered as Udala P.S. Case No.9 of 2018 and all the consequential proceedings arising therefrom, stands quashed.

7. The CRLMC is accordingly disposed of.

(S.S. Mishra)
Judge

Rati Ranjan

Signature Not Verified
Digitally Signed
Signed by: RATI RANJAN NAYAK
Reason: Authentication
Location: OHC
Date: 06-Nov-2026 17:34:45