

HON'BLE SRI JUSTICE U. DURGA PRASAD RAO
Crl.P.M.P.No.1195 of 2015 in Crl.P.No.1116 of 2015
and
Criminal Petition No. 1116 of 2015

COMMON ORDER:

De-facto complainant and her counsel Sri J.S.Raju are present. A1, A4 and A5 and their counsel Sri Nimmagadda Satyanarayana are present. A2 and A3 are absent and they are represented by A4 who is their GPA.

On the report given by de-facto complainant the police of S.R.Nagar PS registered FIR No.1239 of 2010 and investigated into the matter and laid charge sheet against A1 to A5 for the offences under Sections 498A and 323 IPC and Sections 4 and 6 of Dowry Prohibition Act and learned XIII Additional Chief Metropolitan Magistrate, Hyderabad took cognizance of the same and registered as C.C.No.431 of 2011.

Now, the parties have submitted that at the intervention of elders they have amicably settled their disputes. De-facto complainant and first respondent who is her husband, have obtained divorce in OP No.903 of 2012 on 25.03.2013 and maintenance claim of the defacto-complainant is concerned, accused No.1 paid her Rs.5 lakhs in three demand drafts: bearing No.810311, dated 13.01.2015 for Rs.1 lakh; bearing No.810391 dt.24.12.2015 for Rs.2 lakhs and bearing No.810392 dt.24.12.2015 for Rs.2 lakhs drawn on State Bank of India, Vijayarai Branch and as such permission may be accorded to

them to compound the case and record the compromise and consequently proceedings in C.C.No.431 of 2011 may be quashed.

Having regard to the above submission of the parties and considering the fact that it is a matrimonial matter and parties have amicably settled their disputes and no useful purpose will be served if the parties are driven to trial, and relying upon the decision reported in ***Gian Singh v. State of Punjab and another*** (2012) 10 SCC 303) this petition is allowed and permission is accorded to compound the case and compromise is recorded in terms of joint memo filed by the parties and consequently the proceedings in CC No.431 of 2011 on the file of XIII Additional Chief Metropolitan Magistrate, Hyderabad are hereby quashed.

In the result, both the petitions are accordingly allowed.

As a sequel, miscellaneous petitions pending, if any, shall stand closed.

U. DURGA PRASAD RAO, J

Date: 16.02.2015

Murthy