

BDPPS

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

WRIT PETITION NO.4383 OF 2016

Mr. Vazid Mehaboob Shaikh and OthersPetitioners.

V/s

The State of Maharashtra & Anr. Respondents.

Mr. Prashant Nakati for the Petitioners.

Mr. K.V. Saste, APP for Respondent No.1/State.

Mr. Abhijeet Desai i/b Mr. Vinayak Phadake for Respondent No.2.

**CORAM: V. M. KANADE &
Ms. NUTAN D. SARDESSAI, JJ.**

DATE: 22nd December, 2016

P.C.:-

1] This Petition is filed by the Petitioners for quashing the criminal complaint filed by Respondent No.2 for the offences punishable under sections 498A, 406, 354, 504 read with section 34 of the Indian Penal Code.

2] Respondent No.2 is present in Court. She has informed us that she has no objection if the complaint filed by her against her husband

and in-laws is quashed. She has also filed an affidavit-in-reply and in the said reply she has reiterated whatever she has informed us. In our view, ratio of the judgment of the Supreme Court in *B.S. Joshi vs. State of Haryana*¹ squarely applies to the facts of the present case.

3] Petition is therefore allowed in terms of prayer clause (b) and disposed of.

(Ms. NUTAN D. SARDESSAI, J.)

(V.M. KANADE, J.)

¹ (2003) 4 SCC 675