

THE HON'BLE SRI JUSTICE RAJA ELANGO

Crl.M.P.Nos.3506 & 3507 of 2016

and

Criminal Petition No.3255 of 2016

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COMMON ORDER:

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The above Criminal Petition is filed by the petitioners-A-1, 3 and 5 under Section 482 Cr.P.C., seeking to quash the proceedings against them in Crime No.245 of 2013 of Medikondur Police Station, Guntur District.

The petitioners are alleged to have committed the offences punishable under Sections 147, 148 and 324 IPC and Section 3(1) (x) of SC & ST (Prevention of Atrocities) Act, 1989.

When this matter has been taken up, the petitioners and the 2nd respondent-de facto complainant, who appeared before this Court, submitted through their Counsel that due to intervention of elders, they entered into compromise and therefore, the proceedings in the above crime may be quashed. The 2nd respondent-de facto complainant filed an affidavit to that effect. Both the parties filed a joint memo of compromise also.

In view of the compromise arrived at between the parties, the continuation of the proceedings against the petitioners-A-1, 3 and 5 would be the exercise in futility. In a case of this nature, the Courts would be justified in invoking its inherent jurisdiction, and the technicalities should not be allowed to stand in the way of Courts' power to quash the criminal proceedings even in the case of non-compoundable offences.

In the above circumstances and in view of the compromise,

this Court feels that it is just and proper to quash the proceedings against the petitioners herein. Hence, the above Crl.M.Ps are ordered, and the proceedings against the petitioners-A1, A-3 and A-5 in Crime No.245 of 2013 of Medikonduru Police Station, Guntur District are quashed. The petitioners herein are directed to pay Rs.5,000/- (Rupees Five Thousand only) towards costs and the 2nd respondent-de facto complainant is also directed to pay Rs.5,000/- (Rupees Five Thousand only) towards costs, on or before 28.3.2016 to the Andhra Pradesh State Legal Services Authority, Hyderabad. The Registry is directed to issue a copy of this order to the parties concerned after furnishing receipt of payment of costs.

Accordingly, the above Crl.M.Ps are ordered and the Criminal Petition is allowed. Consequently, miscellaneous petitions pending, if any, shall stand closed.

RAJA ELANGO, J

Date: 15-03-2016

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