

THE HONOURABLE SRI JUSTICE RAJA ELANGO

Crl.P.M.P.Nos.6177 & 6178 of 2016

IN/AND

Crl.P.No.5340 OF 2016

COMMON ORDER:

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This Criminal Petition is filed under Section 482 of the Code of Criminal Procedure, 1973 by the petitioner/accused seeking to quash the proceedings in Crime No.143 of 2016 on the file of the Station House Officer, III Town Police Station, Kurnool, Kurnool District.

2. Heard and perused the material on record.

3. The offences alleged against the petitioner are punishable under Sections 365, 342 and 506 read with 34 I.P.C. During pendency of the petition, the *de facto* complainant filed Crl.P.M.P.Nos.6177 and 6178 of 2016 to permit her to compromise the matter by recording the compromise entered into between herself and the accused. She also filed a joint memo for compromising the matter.

4. Both parties are present and they are identified by their respective counsel. In view of the compromise arrived at between the parties, the continuation of proceedings against the petitioner/accused would be an 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.

5. 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 petitioner herein.

6. Accordingly, Crl.P.M.P.Nos.6177 and 6178 of 2016 are ordered

and the Criminal Petition is allowed quashing the proceedings in Crime No.143 of 2016 on the file of the Station House Officer, III Town Police Station, Kurnool, Kurnool District. However, the petitioner shall deposit a sum of Rs.5,000/- (Rupees five thousand only) to the Andhra Pradesh State Legal Services Authority, Hyderabad towards costs.

7. The Registry is directed to issue a copy of this order to the parties concerned after furnishing receipt of payment of costs.

8. Miscellaneous petitions pending, if any, in this Criminal Petition shall stand closed.

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JUSTICE RAJA ELANGO

18.4.2016
AMD

THE HONOURABLE SRI JUSTICE RAJA ELANGO

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Date: 18.4.2016

AMD