

THE HONOURABLE SRI JUSTICE RAJA ELANGO

Crl.M.P.Nos.1811 & 1812 OF 2016

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CRIMINAL PETITION No.1898 OF 2016

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ORDER:

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The above Criminal Petition is filed by the petitioner-accused under Section 482 Cr.P.C., seeking to quash the proceedings against him in S.C.No.498 of 2015 on the file of the II Senior Civil Judge, L.B. Nagar.

The petitioner is alleged to have committed the offences punishable under Sections 498-A IPC and Sections 3 and 4 of the Dowry Prohibition Act.

When this matter has been taken up, the petitioner and the 1st 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 S.C. may be quashed. The 1st 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 petitioner-accused 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 petitioner herein. Hence, the above Crl.M.Ps are ordered, and the proceedings against the petitioner-Accused in S.C.No.498 of 2015 on the file of the II Senior Civil Judge, L.B. Nagar, are quashed. The petitioner is directed to pay Rs.5,000/- (Rupees Five Thousand only) towards costs and the 1st respondent-de facto complainant is also directed to pay Rs.5,000/- (Rupees Five Thousand only) towards costs, on or before 19.2.2016 to the Telangana 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

February 17, 2016.

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