

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Writ Jurisdiction Case No. 980 of 2016

Arising out of P.S. Case No. - null Year - null Thana - null District - PATNA

- =====
1. Nilima Sahay, Wife of Santosh Bihari Sahay
 2. Simoni Sahay @ Shimoni, D/o of Santosh Bihari Sahay
 3. Santosh Bihari Sahay, S/o Late Siddheshwar Sahay
 4. Rahul Sahay, Son of Santosh Bihari Sahay,

All are residing of plot no. 14, Lakshmi Nagar, Dubai Gate Road, P.S. Bowenpally, District Secundrabad, Andhara Pradesh, permanent resident of Flat No. 302, Rajendra Nagar Road No. 2B, Patna

5. Manoj Kumar Jaypuriyar, Son of S.N. Prasad, Resident of Mohalla Dr. Rameshwar Dayal Path, Aadri Gali, B.S.I.E.C., colony, Boring Road, Patna, P.S. S. K. Puri, Distt. Patna

.... Petitioners

Versus

1. The State of Bihar through Principal Home Secretary, Department of Patna, Bihar
2. Indu Chaaya, Daughter of Vinay Kumar Shrivastav, Resident of Chandrawati Bhawan, South Shivpuri, P.S. S.K. Puri, District Patna

.... Respondents

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Appearance :

For the Petitioners : Mr.

For the Respondents : Mr.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR

ORAL JUDGMENT

Date: 15-02-2017

This application, under Article 226 and 227 of the Constitution of India, is for quashing the FIR of Mahila (Sadar) Police Station Case No. 11 of 2014 registered under Sections 498A, 406, 379/34 of the Indian Penal Code and Section 3/4 of the Dowry Prohibition Act.

Learned counsels for the parties have filed a



compromise petition before the learned court below by way of final settlement of their dispute and the said compromise petition has been brought on the record of this case by way of supplementary affidavit.

Considering the compromise between the parties, continuation of further proceeding, in connection with Mahila (Sadar) Police Station Case No. 11 of 2014, would amount to abuse of process of the court.

Hence, the same is quashed and this application stands allowed.

(Birendra Kumar, J)

Kundan

AFR/NAFR	
CAV DATE	
Uploading Date	23.02.2017
Transmission Date	23.02.2017

