

HONOURABLE SRI JUSTICE A. SHANKAR NARAYANA

CRIMINAL PETITION M.P. Nos.2696 AND 2697 OF 2017

IN/AND

CRIMINAL PETITION No.2735 OF 2017

COMMON ORDER:

The present Criminal Petition, under Section 482 of the Code of Criminal Procedure, 1973 (for short 'the Code'), is filed by the petitioners - accused Nos.1 to 4 seeking to quash the proceedings in Calendar Case No.406 of 2013 on the file of Judicial Magistrate of First Class, Jaggaiahpet, registered for the offences punishable under Sections 498A and 324 read with 34 IPC and 3 and 4 of the Dowry Prohibition Act, 1961.

2. Criminal Petition M.P. No.2697 of 2017 is filed by respondent No.2 - *de facto* complainant, seeking to record the compromise

3. Criminal Petition M.P. No.2696 of 2017 is filed by the petitioners - accused seeking to compound the aforesaid offences in pursuance of the compromise entered into between themselves and respondent No.2 - *de facto* complainant.

4. Perused the affidavit of the *de facto* complainant and the joint memo signed by both the parties filed along with the CrI.P.M.P.2697 of 2017. The petitioners and respondent No.2 - *de facto* complainant entered into compromise concerning the aforesaid offences.

5. Both parties as well as their learned counsel are present and the parties are identified by their respective learned counsel, Sri M. K. Raj Kumar and Karri Murali Krishna. The parties have also produced photostat copies of their respective “Aadhaar Cards” in proof of their identity.

6. On being enquired, the *de facto* complainant has stated that she has already received substantial amounts towards permanent alimony and that she has no grievance of any kind against the petitioners - accused to record compromise in the present petition and that she is aware of the contents of joint memo and affidavit.

7. Since both parties affirmed the contents of affidavit filed by the *de facto* complainant and the joint memo, compromise is recorded as it is only a matrimonial dispute and falls within the guidelines laid down by the Hon'ble Supreme Court in **Gian Singh v. State of Punjab**¹.

8. The Criminal Petition M.P. Nos.2696 and 2697 of 2017 are allowed and, consequently, the present Criminal Petition is allowed quashing the proceedings against the petitioners - Accused Nos.1 to 4 in Calendar Case No.406 of 2013 on the file of Judicial Magistrate of First Class, Jaggaiahpet. The joint memo filed by the parties shall form part of the record.

¹. (2012) 10 SCC 303

As a sequel thereto, Miscellaneous Petitions, if any, pending in the Criminal Petition stand closed.

A. SHANKAR NARAYANA, J

April 03, 2017.
Mgr

