

THE HON'BLE SRI JUSTICE M.SATYANARAYANA MURTHY

CrI.P.M.P.No.12082 OF 2017
IN/AND
CRIMINAL PETITION NO.10870 OF 2017

ORDER:

CrI.P.M.P.No.12082 of 2017

This miscellaneous petition is filed under Section 482 Criminal Procedure Code (for short "Cr.P.C.") to compound the offences punishable under Sections 498-A, 406 and 420 of Indian Penal Code (for short "I.P.C.") and under Sections 4 and 6 of Dowry Prohibition Act, as the matter is settled outside the Court and they entered into compromise and filed joint memo to that effect.

Petitioner No.1/accused No.1 is presently residing at U.S.A., and he is represented by his G.P.A. holder – O.Sesha Reddy, petitioner No.3/accused No.3, and filed power of attorney.

On 10.11.2017 complainant and the petitioner Nos.2 to 4/accused No.2 to 4 were present before this Court and they were identified by their counsel and Public Prosecutor, produced Photostat copies of aadhar cards in proof of their identity. When terms and conditions of compromise are explained in vernacular language, they admitted to be true and correct.

On enquiry the parties stated that they settled the issue outside the Court due to intervention of elders and well-wishers and they intend to lead peaceful life.

The offence punishable under Section 498-A of I.P.C. though not compoundable, it can be compounded with the permission of the Court.

As the power of attorney is not validated, the compromise was not recorded on 10.11.2017.

Today, learned counsel for the petitioners filed validated power of attorney. Therefore, in view of the close relationship between the parties and as the offence committed by the petitioners is not against the society and the compromise is voluntary, I find that it is a fit case to grant permission to compound the offence. Hence, compromise is recorded in terms of the joint memo filed along with the petition. Accordingly, the petition is ordered.

CrI.P.No.10870 Of 2017

In view of the orders passed in CrI.P.M.P.No.12082 of 2017, the present petition is allowed in terms of the joint compromise memo filed by both parties. No costs.

Registry is directed to annex a copy of the joint memo filed by both parties, to this order.

Consequently, miscellaneous applications pending if any, shall stand dismissed.

JUSTICE M. SATYANARAYANA MURTHY

17.11.2017
Ksp