

THE HON'BLE SRI JUSTICE M.SATYANARAYANA MURTHY

I.A.No.3 OF 2018
IN/AND
CRIMINAL PETITION NO.293 OF 2018

ORDER:

I.A.No.3 of 2018

This miscellaneous petition is filed under Section 320 read with 482 of Criminal Procedure Code (for short "Cr.P.C.") seeking leave to compromise the offence punishable under Section 498-A of Indian Penal Code (for short "I.P.C."), and Sections 3 and 4 of Dowry Prohibition Act, as the matter is settled outside the Court and they entered into compromise and filed joint memo to that effect.

Complainant and the petitioners/accused are also present and they are 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 are 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 and today, learned counsel for the petitioner handed over demand draft for Rs.11,00,000/-, to the defacto complainant in open Court and the defacto complainant accepted the same towards full and final settlement.

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

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 interlocutory application. Accordingly, the application is ordered.

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In view of the orders passed in I.A.No.03 of 2018, 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

05.01.2018
Ksp