THE HON'BLE Dr. JUSTICE SHAMEEM AKTHER

Criminal Petition No.1439 of 2018

ORDER:

This Criminal Petition, under Section 482 of the Code of Criminal Procedure, 1973, is filed by the petitioners/accused Nos.1 to 4, seeking to quash the proceedings in Crime No.652 of 2017 on the file of the Women Police Station, D.D., Hyderabad District, registered for the offences under Sections 498-A of I.P.C. and 3 and 4 of the Dowry Prohibition Act, 1961.

2. Heard the learned counsel for the petitioners/accused Nos.1 to 4, learned Assistant Public Prosecutor representing the 1st respondent-State and perused the record.

3. The learned counsel for the petitioners/accused Nos.1 to 4 would submit that the charge-sheet is not yet filed in this case and that the instant case is squarely covered by the decision of the Apex Court in Rajesh Sharma and Others Vs. State of U.P. and Another[1]

4. In view of the orders of this Court, dated 31.07.2017, passed in Criminal Petition No.6493 of 2017 relying upon the latest Two-Judge Bench expression of the Apex Court, dated 27.07.2017, in Criminal Appeal No.1265 of 2017 (SLP (Crl.) No.2013 of 2017) in Rajesh Sharma's case supra, and since the matter is at the crime stage, the Station House Officer, Women Police Station, D.D., Hyderabad District, is directed to refer the

[1] 2017 (2) ALT (Crl.) 393 (SC)

matter to the Committee constituted in terms of the above referred decision, for report, to consider any reconciliation and settlement and if it is not settled, then to proceed with the investigation of the case.

5. The Criminal Petition is disposed of accordingly.

Pending Miscellaneous Petitions, if any, shall stand closed.

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Dr. SHAMEEM AKTHER, J

09th February, 2018
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