

**THE HON'BLE Dr. JUSTICE SHAMEEM AKTHER**

**CRIMINAL PETITION No.2770 OF 2018**

**ORDER:**

This Criminal Petition, under Section 482 of Cr.P.C., is filed by the petitioner/accused No.1, seeking to quash the proceedings against him in F.I.R.No.40 of 2018 on the file of the Women Police Station, DD, Hyderabad, registered for the offences under Sections 498-A and 406 I.P.C., and Sections 3 and 4 of the Dowry Prohibition Act.

2. Heard the learned counsel for the petitioner/accused No.1, learned Assistant Public Prosecutor representing the 1<sup>st</sup> respondent-State and perused the record.

3. The learned counsel for the petitioner/A.1 would submit that 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**<sup>1</sup>

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 in view of the fact that the matter is at crime stage, the Investigating Officer of the instant crime is directed to refer the matter to the Committee constituted in terms of the above referred decision, for report, to consider any

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<sup>1</sup> 2017 (2) ALT (Crl.) 393 (SC)

reconciliation and settlement and if it is not settled, then to proceed with investigation of the case.

**5.** The Criminal Petition is disposed of accordingly.

Miscellaneous Petitions, if any, pending in this Criminal Petition shall stand closed.

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**Dr. SHAMEEM AKTHER, J**

Date: 07.03.2018  
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