

HON' BLE DR JUSTICE SHAMEEM AKTHER

CrI.P. No. 3033 of 2018

ORDER:-

This petition is filed by the petitioners – A1 to A7 under Section 482 Cr.P.C. to quash the proceedings in Cr.No. 10 of 2017 on the file of the Station House Officer, Nandikotkur Police Station, Kurnool District, registered for the offences punishable under Sections 498-A and 494 read with 34 IPC and Sections 3 and 4 of Dowry Prohibition Act.

Heard the learned counsel for the petitioners, learned Assistant Public Prosecutor representing the State and perused the record.

The petitioners herein are A1 to A7 in the crime referred above and the *de facto* complaint, who is the 2nd respondent herein, is the wife of A1.

Learned Assistant Public Prosecutor would submit that the case is squarely covered by RAJESH SHARMA AND OTHERS v STATE OF U.P. AND ANOTHER.

Since the dispute between the parties is marital related dispute, it is apt to rely on the above decision. In view of the orders of this Court, dated 31.07.2017 in CrI.P.No. 6493 of 2017 relying upon the latest two Judge Bench expression of the Apex Court, dated 27.07.2017 in CrI.A.No. 1265 of 2017 (SLP (CrI.) No. 2013 of 2017) in RAJESH SHARMA supra, the

matter requires to be referred by the Station House Officer to the Committee constituted for report to consider any reconciliation and settlement and if it is not settled, then to proceed with the investigation of the matter on merits.

Accordingly, the Criminal Petition is disposed of.

As a sequel, Miscellaneous Petitions, if any pending, shall stand disposed of as infructuous.

DR JUSTICE SHAMEEM AKTHER, J

13.03.2018

bcj

