

HON'BLE SRI JUSTICE U.DURGA PRASAD RAO

CRIMINAL PETITION No.4129 of 2018

ORDER:

This petition is filed under Section 482 Cr.P.C by the petitioners/A2 & A3 seeking to quash the proceedings in Crime No. 54 of 2017 registered against them for the offences under Section 498 (A) r/w 34 IPC and Section 4 of dowry Prohibition Act, 1961.

When the matter came up for hearing, learned counsel for petitioner/A1 would submit that the Crime was registered on 27.05.2017 and so far police have not referred the matter to the Family Welfare Committee, as contemplated in the decision of Hon'ble Apex Court in **Rajesh Sharma Vs. State of Uttar Pradesh**¹, and thus requested this Court to give a direction to investigating agency to refer the matter to the concerned Family Welfare Committee so as to explore the possibility of conciliation among parties.

Learned Additional Public Prosecutor reported no objection.

In that view of the matter, the Investigating Officer in this case is directed to refer Crime No. 54/2017 along with parties to the concerned Family Welfare Committee to follow the procedure contemplated in the aforesaid decision. In that view of the matter, till the committee submits its report, needless to say that the Investigating Officer shall not arrest the petitioners/A2 & A3.

Accordingly, the Criminal Petition is disposed of. As a sequel there to, miscellaneous applications, pending if any, shall stand closed.

U.DURGA PRASAD RAO, J

Date: 23.04.2018
KA

¹ 2017 (2) ALD (CrI.) 568 (SC)