

HONOURABLE SRI JUSTICE U.DURGA PRASAD RAO

CRIMINAL PETITION No.4207 OF 2018

ORDER:

This petition is filed under Section 482 Cr.P.C by the petitioners/accused seeking to quash the proceedings in FIR No.48 of 2018 registered against them for the offences under Sections 498-A, 323 and 506 IPC and Sections 3 & 4 of dowry Prohibition Act.

2) When the matter came up for hearing, learned counsel for petitioners/accused would submit that the FIR was registered on 12.3.2018 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 v. 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.

3) Learned Additional Public Prosecutor reported no objection.

4) In that view of the matter, the Investigating Officer in this case is directed to refer FIR No.48/2018 along with parties to the concerned Family Welfare Committee to follow the procedure contemplated in the aforesaid decision. Till the Committee submits its report, needless to say that the Investigating Officer shall not arrest the petitioners/accused.

5) Accordingly, the Criminal Petition is disposed of.

As a sequel there to, miscellaneous applications, pending if any, shall stand closed.

JUSTICE U.DURGA PRASAD RAO

Dated 25th April, 2018.
Dvs

¹ 2017 (2) ALD (CrI.) 568 (SC)

HONOURABLE SRI JUSTICE U.DURGA PRASAD RAO



CRIMINAL PETITION No.4207 OF 2018

Dated 25th April, 2018.

Dvs