

THE HON'BLE SRI JUSTICE M.SATYANARAYANA MURTHY

I.A.No.3 AND 2 OF 2018
IN/AND
CRIMINAL PETITION NO.5601 OF 2018

COMMON ORDER:

I.A.No.3 of 2018 is filed under Section 320(6) Cr.P.C. to permit the petitioner to compound the offences punishable under Section 498-A IPC and Sections 3 and 4 of the Dowry Prohibition Act.

I.A.No.2 of 2018 is filed under Section 320(2) Cr.P.C. to record compromise between the petitioner and respondents 1 to 6.

The criminal petition is filed under Section 482 Cr.P.C. to quash the proceedings in FIR.No.679 of 2017 of WPS, DD., Hyderabad, registered for the offences punishable under Section 498-A IPC and Sections 3 and 4 of the Dowry Prohibition Act, against the petitioners.

During pendency of the investigation, at the intervention of the elders and well wishers, the matter is settled amicably and that the wife and husband decided to live together and accordingly they are living together and leading marital life. The parties filed Memorandum of Understanding date 30.04.2018 to that effect.

Complainant and the accused are also present and they are identified by their respective counsel and produced Photostat copies of aadhar cards in proof of their identity. When the terms and conditions of compromise are explained in vernacular language, they are admitted to be true and correct.

On enquiry the parties stated that they settled the issue outside the Court due to intervention of elders and well-wishers and they intend to lead peaceful life.

The offence punishable under Section 498-A of I.P.C. though not compoundable, it can be compounded with the permission of the Court.

In view of the close relationship between the parties and as the offence committed by the accused is not against the societal interest and the compromise is voluntary, I find that it is a fit case to grant permission to compound the offence. Hence, compromise is recorded in terms of the Memorandum of Understanding filed along with the petition.

Accordingly, I.A.Nos.3 and 2 of 2018 are ordered.

In view of the orders passed in I.A.No.3 and 2 of 2018, the criminal petition is allowed in terms of the Memorandum of Understanding filed by both parties and the proceedings in FIR No.679 of 2017 of WPS, DD, Hyderabad, registered for the offences punishable under Section 498-A IPC and Sections 3 and 4 of the Dowry Prohibition Act are hereby quashed.

Registry is directed to annex a copy of the Memorandum of Understanding filed by both parties, to this order.

Consequently, miscellaneous applications pending if any, shall stand dismissed.

M. SATYANARAYANA MURTHY,J

08.06.2018
kvrn