

THE HON'BLE SRI JUSTICE M.SATYANARAYANA MURTHY

I.A.Nos.02, 03 and 04 OF 2018
IN/AND
CRIMINAL PETITION NO.9298 OF 2018

ORDER:

I.A.Nos.02, 03 and 04 of 2018

These miscellaneous petitions are filed under Section 320 (2) and (6) of Criminal Procedure Code (for short "Cr.P.C.") seeking leave to compromise the case and compound the offences punishable under Sections 498-A, 406 read with 34 of Indian Penal Code (for short "I.P.C.") and under Sections 3 and 4 of Dowry Prohibition Act, as the matter is settled outside the Court and they entered into compromise and filed joint memo to that effect.

Petitioner No.3/accused No.3 is presently residing at U.S.A., and he is represented by his mother and General Power of Attorney – Jakkireddy Kausalya, petitioner No.2/accused No.2, and filed General power of attorney. Hence, Petitioner No.2 is permitted to represent the petitioner No.3/accused No.3.

Complainant and the petitioners/accused Nos.1, 2, 4 and 5 are present and they are identified by their counsel and Public Prosecutor. 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 petitioner is not against the society 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 joint memo/compromise petition filed along with the petition. Accordingly, the petitions are ordered.

Crl.P.No.9298 Of 2018

In view of the orders passed in I.A.Nos.02, 03, and 04 of 2018, the present petition is allowed. No costs.

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



JUSTICE M. SATYANARAYANA MURTHY

31.08.2018
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