

THE HON'BLE SRI JUSTICE M.SATYANARAYANA MURTHY

I.A.Nos.02 and 03 OF 2018
IN/AND
CRIMINAL PETITION NO.9748 OF 2018

ORDER:

I.A.Nos.02 and 03 of 2018

These miscellaneous petitions are filed under Section 320 (2) and (6) read with 482 of Criminal Procedure Code (for short "Cr.P.C.") seeking leave to compromise the case and compound the offences punishable under Sections 498-A, 324, 506 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.

Complainant and the petitioners/accused Nos.1 to 3 are present and they are identified by their counsel and Public Prosecutor, produced Photostat copies of aadhar cards in proof of their identity. When 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. Complainant further stated that the accused paid Rs.7,00,000/- and another sum of Rs.5,00,000/- towards gold while agreeing to pay balance of Rs.10,00,000/- by the end of September, 2018.

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

As the offence committed by the petitioners 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 filed along with the petition. Accordingly, the petitions are ordered.

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In view of the orders passed in I.A.Nos.02 and 03 of 2018, the present petition is allowed in terms of the joint compromise memo/petition filed by both parties. No costs.

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

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

JUSTICE M. SATYANARAYANA MURTHY

12.09.2018
Ksp