

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CRIMINAL WRITI PETITION NO. 538 OF 2019

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| 1 | Sachin S/o Damodhar Pawar, Age 32 years, Occ. Service, R/o village Sirsi, Tq. Umred, District Vardha | Petitioners |
| 2 | Damodhar S/o0 Mukundrao Pawar, Age 57 years, Occ. Service | |
| 3 | Shobha W/o Damodhar Pawar, Age 51 years, Occ. Chairman | |
| | Petitioner Nos.2 & 3 resident of Flat No.1, Ashirwad Housing Society, Rameshwar Puram, Jatwada Road, Begumpura, Aurangabad | |
| 4 | Swati W/o Ganesh Shelke, Age 30 years, Occ. Service | |
| 5 | Ganesh S/o Sandu Shelke, Age 40 years, Occ. Service | |
| | Petitioner Nos.4 & 5 resident of Sara Vaibhav, Jatwada Road, Aurangabad | |
| 6 | Pournima W/o Satish Zagre, Age 26 years, Occ. Service, R/o Flat No.802, Bldg. No.A, B.A. Vermont, Baif Road, Wagholi, Pune-412 207 | |

V E R S U S

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| 1 | The State of Maharashtra, through Begumpura Police Station, Aurangabad | Respondents |
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- 2 Rupali W/o Sachin Pawar, Age 32
 years, Occ. Govt. Servant,
 R/o.C-22, Third Floor, Nath
 Nagar, Aurangabad

Mr. Ajit M. Gholap, Advocate for the Petitioners
Smt. D.S. Jape, A.P.P. for Respondent No.1/State
Mr. Dinesh Manwatkar, Advocate for Respondent No.2

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**CORAM : T.V. NALAWADE AND
 M.G. SEWLIKAR, JJ.**

DATE : 7th January, 2020

ORAL JUDGMENT [PER: T.V. NALAWADE, J.] :

Rule. Rule is made returnable forthwith.
With consent of learned counsel for both the sides,
heard finally.

2. This petition is filed for quashing of First
Information Report bearing No. 0039 of 2019, under
Sections 498-A, 323, 504, 506 read with Section 34 of
the Indian Penal code registered with Begumpura Police
Station, Aurangabad.

3. During argument, learned counsels for the
petitioners and informant submitted that the parties
have settled the dispute. They have produced on
record, copy of settlement terms, which is filed
before the Family Court, Aurangabad. They submitted

that the Family Court has verified the terms and conditions of the settlement. Accordingly, the compromise was recorded. In this application, there is mentioning that the wife will help the husband to get the relief in the present petition.

3. In view of the circumstances and statements made by the learned counsel for both the sides, petition is allowed in terms of prayer clause "B".

Rule is made absolute in above terms.

(M.G. SEWLIKAR, J.)

(T.V. NALAWADE, J.)

SRM/7/1/20