IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

WEDNESDAY, THE NINTH DAY OF DECEMBER TWO THOUSAND AND TWENTY

PRESENT
THE HONOURABLE SRI JUSTICE T.VINOD KUMAR

CRIMINAL PETITION NO: 6050 OF 2020

Between:

1. M.Jayanath Kumar, S/o. Late.Ramulu,
2. M.Amrutha, W/o. late.Ramulu

...PETITIONERS

AND

1. The State of Telangana, PS KPHB Colony, Cyberabad, Represented by its Public Prosecutor, High Court, Hyderabad.

....Respondent No.1

2. Gundu Dheeksha,

...PETITIONER IN I.A.NO.2 OF 2020

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to quash the proceedings against the Petitioners/Accused No.1 and 2 in Crime No. 157 of 2020 of PS KPHB Colony on the file of II AJCJ –cum-X Additional Metropolitan Magistrate, Kukatpally, Cyberabad.

I.A. NO: 1 OF 2020

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to dispense with the filing of the certified copy of the FIR bearing No.157 of 2020 dated 01-03-2020

I.A. NO: 2 OF 2020

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to record the compromise and to compound the offence and also to acquit the petitioners and quash the above said Crime No.157 of 2020 of PS KPHB Colony on the file of II AJCJ- cum- X Additional Metropolitan Magistrate, Kukatpally, Cyberabad.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri BRAHMADANDI RAMESH, Advocate for the Petitioners and of the Public Prosecutor on behalf of the Respondent No.1 and of Sri G.Bhasker Reddy, Advocate for the Respondent No.2.

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE T. VINOD KUMAR

Criminal Petition No.6050 of 2020

ORDER:

The present Criminal Petition is filed under Section 482 of Cr.P.C by the petitioners/accused No.1 & 2 seeking to quash the Crime No.157 of 2020 of KPHB Colony Police Station dated 01.03.2020 (which is pending on the file of the X Additional Metropolitan Magistrate's Court, Kukatpally), for the offences punishable under Section 498-A IPC and Sections 3 & 4 of Dowry Prohibition Act.

2. During pendency of the present criminal petition, the parties have compromised the matter and accordingly, the respondent No.2 / *de facto* complainant has filed IA No.2 of 2020 seeking permission of this court to compromise the matter and to quash the said crime.

3. This Court by its order dated 27.11.2020 after recording the submissions made by the learned counsel for the petitioners as well as second respondent/*de facto* complainant directed the parties to appear before the Registrar (Judicial-I) of this Court for their identification and also directed the Registrar (Judicial-I) to submit a report by 07.12.2020. In compliance of the said direction of this Court, the Registrar (Judicial-I) has submitted his report dated 02.12.2020.

4. In the report submitted by the Registrar (Judicial-I), dated 02.12.2020, it is stated that on oral examination, the 2nd respondent has stated that she has filed a complaint against the petitioners and the same has been registered as Crime No.157 of 2020 of KPHB Colony Police Station for the offences punishable

under Section 498-A IPC and Sections 3 & 4 of Dowry Prohibition Act and that now she has approached this Court for recording the compromise.

5. The parties herein have filed a Joint Memo of Compromise, dated 30.10.2020. The said Joint Memo of Compromise dated 30.10.2020 and the report of Registrar (Judicial-I) dated 02.12.2020 are placed on the record of this Court.

6. In view of the said report and in view of the compromise entered between the petitioners and the 2nd respondent, I.A.No.2 of 2020 is allowed. Consequently, the Criminal Petition is allowed and the proceedings in Crime No.157 of 2020 of KPHB Colony Police Station dated 01.03.2020, which is pending on the file of X Additional Metropolitan Magistrate, Kukatpally, are hereby quashed. Miscellaneous petitions, if any, pending in this criminal petition shall stand closed.

Sd/-N.CHANDRASEKHAR RAO
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The II Additional Junior Civil Judge-cum- X Additional Metropolitan Magistrate, Kukatpally, Cyberabad.
2. Two CCs to the Public Prosecutor, High Court for the State of Telangana, Hyderabad (OUT)
3. One CC to Sri Brahmadandi Ramesh, Advocate (OPUC)
4. One CC to Sri G.Bhasker Reddy, Advocate (OPUC)
5. Two CD Copies
   (along with joint memo filed by the petitioners and 2nd respondent)

Kj.

HIGH COURT

DATED:09/12/2020

ORDER

CRLP.No.6050 of 2020



ALLOWING THE CRL.P.

DJ 18/12/2020.

IN THE HIGH COURT OF JUDICATURE AT HYDERABAD FOR THE STATE OF TELANGANA

CRL.P.NO. 6050 OF 2020

Against

(Crime No. 157 of 2020 of PS KPHB Colony on the file of II AJCJ CUM X Additional Metropolitan Magistrate, Kukatpally, Cyberabad)

Between :

1) M.Jayanath Kumar, S/o. Late.Ramulu,
Aged about. 28 Years, Occ. Unemployed,
R/o. H.No. 23-4-145, Sultan shahi,
Charminar, Hyderabad.

2) M.Amrutha, W/o. late.Ramulu.
Aged about. 55 Yrs, Occ. Govt.Employee,
R/o. H.No. 23-4-145, Sultan shahi,
Charminar, Hyderabad.

.....Petitioners/Accused No.1 & 2

AND

1) The State of Telangana.,
PS KPHB Colony, Cyberabad,
Represented through the Public Prosecutor
Of High Court, Hyderabad.

.....Respondent.No.1/Complainant

2) Smt. Gundu Deeksha, W/o. M.Jayanth Kumar,
Aged about. 25 years, Occ: Housewife,
R/o. H.No. 16-3-V/251, Plot No. 251,
Kukatpally, Hyderabad.

.... Respondent.No.2/ Defacto-Complainant

JOINT MEMO FILED ON BEHALF OF THE PETITIONERS AND 2ND RESPONDENT

1. The petitioners and the 2nd respondent who is the defacto- complainant in Crime No. 157 of 2020 of PS KPHB Colony on the file of II AJCJ CUM X Additional Metropolitan Magistrate, Kukatpally, Cyberabad alleged under Section 498(A) of IPC and under sections 3 & 4 of DP Act, at the instance of

elders and well wishers has settled the above case amicably for the alleged offences. The petitioners and the defacto-complainant who is the respondent No.2 herein are also filing affidavits to that effect.

2. The petitioners and the 2nd respondent submit that in this regard the matter has been settled at the instance of elders and well wishers. We also submit that in this regard the above said matter has been settled out of the court amicably.

In view of the compromise, the proceedings of the said criminal case may be quashed by allowing the petition by recording the terms of the compromise.

Hence this Joint Memo.

Date: 30 -10-2020
Place : Hyderabad.

Petitioner No.1 | Petitioner No.2 | Defacto Complainant

Counsel for the Petitioner | Counsel for the Respondent No.2