

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

CRIMINAL APPLICATION (APL) 1181 OF 2019

(Pramod s/o.Parbatrao Dhapke and ors..vs.. The State, thr PSO, Kotwali, Nagpur & anr)

*Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's Orders.*

Court's or Judge's orders.

Mr. A.M.Jaltare, counsel for applicants.
Mr. S.S. Doifode, APP for non-applicant 1/State.
Mr. M.V. Amale, counsel for non-applicant 2.

CORAM: ROHIT B. DEO AND ANIL L. PANSARE, JJ.

DATE: 06.09.2022

The application seeks quashment of Crime 186/2009, registered with Police Station Nandanvan, Nagpur, for offence punishable under section 498-A read with section 34 of Indian Penal Code and sections 3 and 4 of the Dowry Prohibition Act, 1961 and the final report in Regular Criminal Case 303726/2009, dated 2.11.2009, on the ground that the parties have amicably settled the matrimonial dispute and keeping the prosecution pending shall be an empty formality and result in an unnecessary agony and wastage of judicial time.

2. Applicant 2 has expired during the pendency of the application.

3. We have interacted with respondent 2 Mrs. Kanchan

Dhapke who confirms that the dispute is amicably settled. We therefore, quash Crime 186/2009, registered with Police Station Nandanvan, Nagpur, for offence punishable under section 498-A read with section 34 of Indian Penal Code and sections 3 and 4 of the Dowry Prohibition Act, subject to the following conditions:

(i) The amount of Rs. 20,000/- (Rupees Twenty Thousand) which is deposited by the applicants in this Court shall be transferred to the account of the Police Welfare Fund, Nagpur;

(ii) The amount of Rs. 10,00,000/- (Rupees Ten lacs) which is deposited by the applicants in the Court of the Chief Judicial Magistrate, Nagpur shall be withdrawn with interest accrued, by the non-applicant 2.

4. The application is disposed of in the aforestated terms.

(ANIL L. PANSARE, J.)

(ROHIT B. DEO, J.)

Belkhede