

**IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD**

CRIMINAL APPLICATION NO.3065 OF 2019

Mukund s/o Rajaram Rakhe & ors. ... **APPLICANTS**

VERSUS

The State of Maharashtra & anr. ... **RESPONDENTS**

.....
Mr. N.T. Tribhuwan, Advocate for applicants
Mr. M.M. Nerlikar, A.P.P. for respondent No.1.
Ms S.V. Salunke, Advocate for respondent No.2.
.....

**CORAM : R.G. AVACHAT AND
SANJAY A. DESHMUKH, JJ.**

DATE : 21st JUNE, 2023

ORDER :

Not on board. Taken on board on being mentioned.

2. The matter is settled between the parties. It is a case under Section 498-A of the Indian Penal Code. The informant wife has filed affidavit, giving express consent for allowing the application for quashment of the F.I.R. and the consequential proceedings in R.C.C. No.2539/2019. Learned counsel for the applicants has placed on record copy of the judgment and order granting the parties the decree of divorce under Section 13(1)-B of the Hindu Marriage Act. In view of the same, the application is

allowed in terms of prayer clause (B) and (D-1). The F.I.R. bearing Crime No.0245/2019, registered at Pundlik Nagar Police Station, Aurangabad for the offence punishable under Sections 498-A, 323, 504 read with Section 34 of the Indian Penal Code and the consequential proceedings being R.C.C. No.2539/2019, pending before the learned 14th Judicial Magistrate, First Class, Aurangabad are quashed.

3. Fees of Ms S.V. Salunke, learned counsel appointed for respondent No.2 is quantified at Rs.6000/- (Rupees six thousand).

(SANJAY A. DESHMUKH, J.)

(R.G. AVACHAT, J.)

fmp/-