

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****CRIMINAL APPLICATION (APL) NO. 501 OF 2021**

Anita Ashok Agarwal

.....Applicant

Vs.

The State Of Maharashtra & Anr.

.....Respondents

Mr. Rajiv Patil, Senior Advocate with Mr. Subir Sarkar, Mr. Mohan Tekvade and Ms. Swati Tekvade for Applicant.

Mrs. M.M. Deshmukh, APP for Respondent-State.

Mr. Satish Maneshinde, Senior Advocate with Ms. Anandini Fernandes and Ms. Namrata Maneshinde for Respondent No.2.

**CORAM : A. S. GADKARI AND
SHIVKUMAR DIGE, JJ.**

DATE : 27th JULY, 2023.

PC:-

1) Applicant, Original Accused No.3, as per the First Information Report, has filed the present Application under Section 482 of Cr.P.C. for quashing of C.R.No. 306 of 2020 dated 31st August 2020 registered with Worli Police Station, Mumbai, under Sections 498-A, 504, 506, 344 and 406 read with Section 34 of the Indian Penal Code, with consent of Respondent No.2, the daughter-in-law of Applicant.

2) Record indicates that, by an Order dated 15th June 2021, this Court had directed the Investigating Agency not to submit charge-sheet till the next date. That, the said Order was subsequently extended from time to time and is in force till today

3) Respondent No.2 (i.e. wife of Aashish Agarwal) and Mr. Aashish Agarwal have executed Consent Terms dated 26th July 2023 and the same are taken on record in Writ Petition No.75 of 2021 on 26th July 2023.

4) Learned Advocate for the Respondent No.2 tendered across the bar, her Affidavit dated 27th July, 2023, duly affirmed before a Notary Public. In sub-paragraph of Paragraph No.1, Respondent No.2 has admitted execution of the said Consent Terms dated 26th July 2023. In paragraph No.3, Respondent No.2 has given her no objection for quashing of the crime in question against the Applicant.

Respondent No.2 is personally present in the Court and through her Advocate reiterates the contents of her Affidavit dated 27th July 2023 and her 'no objection' for quashing of the crime in question.

5) In view of the above, Application is allowed in terms of prayer clause (a).

(SHIVKUMAR DIGE, J.)

(A.S. GADKARI, J.)

SANJIV
SHARNAPPA
MASHALKAR
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by SANJIV
SHARNAPPA
MASHALKAR
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