
**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL WRIT PETITION NO. 5121 OF 2024

**ANAND
SUDHAKAR
SUDAME**

Vijay Ganapati Amane & ors.

.. Petitioners

Versus

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ANAND
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Date: 2025.08.25
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The State of Maharashtra & anr,

.. Respondents

Mr. Hafeezur Rahman a/w. Mr. Prathmesh Waghmare, Advocates, for
the Petitioners

Mr. S. V. Gavand, APP, for Respondent No. 1 – State

Mr. Ajinkya D. Murumkar a/w. Mr. Ravi Uikey, Advocates, for
Respondent No. 2

**CORAM : RAVINDRA V. GHUGE
&
GAUTAM A. ANKHAD, JJ.**

DATE : 21st August, 2025

P. C.

1. FIR No. 404 of 2023 registered on 13th June, 2023 with the Pant Nagar Police Station, Brihan Mumbai City, is on account of a marital discord. Sections 498A, 504 r/w. 34 of the Indian Penal Code, 1860 were invoked. The parties have settled the dispute amicably and pray for quashing of the FIR by consent. Since Charge-sheet was filed, Criminal Case No. 2076/PW/2023 before 50th Metropolitan Magistrate's Court at Vikhroli, Mumbai, also needs to be disposed off.

2. The consent Affidavit of Respondent No. 2, who is the Original Informant, dated 21st August, 2025 (7 pages) is taken on record and marked as ‘X-1’ for identification. So also, the Consent Terms/Memorandum of Understanding between the two sides dated 21st August, 2025 (12 pages) are taken on record and marked as ‘X-2’ for identification.

3. The learned APP submits that the issue in the FIR is in relation to a marital discord and since all the parties have amicably settled their differences, the Petition can be disposed off in terms of prayer Clauses (b) and (b-i), in view of the law laid by the Hon’ble Supreme Court in the case of ***B. S. Joshi And Others vs. State of Haryana And Another***, reported in (2003) 4 SCC 675. Prayer clauses (b) and (b-i) read as under :-

“b. This Hon’ble Court be pleased to quash and/or set aside the FIR being C. R. No. 404/2023 registered by Pant Nagar Police Station;

b-i. This Hon’ble Court be pleased to quash and/or set aside the Charge-sheet filed being C. C. No. 2076/PW/2023 pending before 50th Metropolitan Magistrate Court at Vikhroli, Mumbai.”

4. In view of the above, **this Petition is partly allowed** in terms of prayer Clauses (b) and (b-i), by consent.

[GAUTAM A. ANKHAD, J.]

[RAVINDRA V. GHUGE, J.]