

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

CRIMINAL WRIT PETITION NO.5095 OF 2025

Sagar Namdeo Bagal
and others

.....Petitioners

Versus

The State of Maharashtra
and another

.....Respondents

Mr. Shrikant S. Shirsath, Advocate a/w. Ravindra S. Lihinar,
Sapna D. Hajare for the Petitioners.

Ms. Sangita Phad, APP for the Respondent No.1-State.

Mr. Sufian Qureshi @ S. Pagarkar, Advocate for the Respondent
No.2.

**CORAM : SARANG V. KOTWAL &
SHYAM C. CHANDAK, JJ.**

DATE : 01st OCTOBER, 2025

P.C. :

1. This Petition is for quashing of the proceedings bearing No.PW/1104/2019 pending before the Judicial Magistrate, First Class, 29th Court, Sewree, Mumbai arising out of C.R. No.184/2018 registered at Bhoiwada police station, Mumbai on 6.9.2018 under Sections 498-A, 406, 323, 504 read with 34 of IPC.

2. Heard Mr. Shrikant Shirsath, learned counsel for the Petitioners, Ms. Sangita Phad, learned APP for the Respondent No.1-State and Mr. Sufian Qureshi @ S. Pagarkar, learned counsel for the Respondent No.2.

3. The Respondent No.2 had lodged this FIR. The Petitioner No.1 was her husband. The Petitioner Nos.2 & 3 are his parents. The Petitioner No.4 is his brother. The Petitioner No.5 is the wife of Petitioner No.4 and the Petitioner No.6 is the sister of the Petitioner No.1. The parties have settled their disputes and, therefore, prayer is made for quashing of the proceedings by consent. In this view of the matter, it is not necessary to refer to the allegations in the FIR in detail.

4. Briefly stated, the allegations are that, the Respondent No.2 got acquainted with the Petitioner No.1 in the year 2012. They decided to get married. They had their physical relations. Since the relationship had reached that level, the Respondent No.2 had to get married with the Petitioner No.1. Taking advantage of the situation, he was demanding money. Her father paid Rs.2 Lakhs in cheque to the

Petitioners, but, they wanted Rs.4 Lakhs more. Their demands went on increasing. Therefore, the Respondent No.2 lodged her complaint on 11.6.2017. After that the Petitioners showed willingness to perform marriage. The marriage took place on 18.8.2017. The FIR thereafter mentions that she was continuously ill treated. The Petitioners were forcing her to withdraw the complaint which she has filed at Bhoiwada police station. Because of their pressure, she withdrew that complaint. The FIR thereafter goes on to mention different instances of ill-treatment and demand of money. The Petitioners used to spread rumors against her character. On 18.2.2018 she went back to reside with her parents because of the extreme ill-treatment. Her *Stridhan* was misappropriated. On these allegations, the FIR is lodged.

5. The charge-sheet contains statements of her parents and other neighbours. Her parents have supported her allegations. Now the matter is completely settled between the parties. The Respondent No.2 has filed her affidavit. She has referred to the settlement terms. She has received the agreed

amount. She has given her no objection for quashing of the present proceedings. She is present in the Court. She is identified by her learned counsel. She reiterated the contents in the affidavit and submitted before the Court that she has no objection for quashing of these proceedings. In this situation, no purpose would be served by continuation of the criminal proceedings. Therefore, we are inclined to allow this Petition.

6. Hence, the following order:

:: O R D E R ::

- i. The FIR being C.R. No.184/2018 registered at Bhoiwada police station, Mumbai as well as the consequent proceedings being Case No.PW/1104/2019 pending before the Judicial Magistrate, First Class, 29th Court, Sewree, Mumbai, are quashed and set aside.
- ii. The Petition is disposed of accordingly.

(SHYAM C. CHANDAK, J.)

(SARANG V. KOTWAL, J.)