

IN THE SUPREME COURT OF INDIA

CIVIL/CRIMINAL APPELLATE JURISDICTION

I.A. NOS. 2-3 OF 2014
in
CIVIL APPEAL NOS. 6111-6112 OF 2012

BODEPU RAGHAVENDRA SAINATH

Appellant (s)/
Applicant(s)

VERSUS

NALLAM SUNDARAVATHI & ORS.

Respondent(s)

WITH

CRLMP NO. 2454 OF 2014
in
S.L.P.(CRIMINAL) NO. 5884 OF 2012

O R D E R

I.A. NOS. 2-3 OF 2014 in
CIVIL APPEAL NOS. 6111-6112 OF 2012

Mr. A.D.N. Rao, learned counsel appellant/applicant submits that in view of Memorandum of Understanding dated 19.12.2013, the appellant is not desirous of prosecuting these Appeals and the appellant may be permitted to withdraw the Appeals. Interlocutory Application Nos. 2-3 of 2014 have been filed by the appellant praying for the same relief.

2. In view of the above, Appeals are permitted to be withdrawn and they are dismissed as such.

3. Interlocutory Application Nos. 2-3 of 2014 stand disposed of as above.

CRLMP NO. 2454 OF 2014 in
S.L.P.(CRIMINAL) NO. 5884 OF 2012

The petitioners and the respondent No. 2 (applicant herein) has settled their dispute amicably and terms of settlement have been reduced into writing in the form of Memorandum of Understanding. In light of the Memorandum of Understanding, an application (being Criminal Miscellaneous Petition No. 2454 of 2014) has been made by the respondent No. 2 seeking leave to withdraw the complaint or, in the alternative, he has prayed for quashing the complaint.

2. We have considered the prayer made by respondent No. 2. Since dispute has been settled between the petitioner and respondent No. 2, we are satisfied that this is a fit case where we should exercise our jurisdiction under Article 142 of the Constitution of India for doing complete justice between the parties.

3. Consequently, we quash the complaint (being C.C. No. 10 of 2009) on the file of the IIIrd Additional Judicial First Class Magistrate, Rajahmundry.

4. Criminal Miscellaneous Petition No. 2454 of 2014 is allowed as above.

5. In view of the above, no order needs to be passed in

Mr. B. Ramana Murthy ,Adv

Mr. Y. Raja Gopala Rao ,Adv.

Ms. Y. Vismai Rao, Adv.

Mr. Hitendera Nath Rath, Adv.

Ms. V.S. Lakshmi, Adv.

Mr. A.Venayagam Balan, Adv.

UPON hearing counsel the Court made the following
O R D E R

I.A. NOS. 2-3 OF 2014 in
CIVIL APPEAL NOS. 6111-6112 OF 2012

Appeals are permitted to be withdrawn and they are
dismissed as such and Interlocutory Application Nos. 2-3 of 2014 stand
disposed of in terms of the signed order.

CRLMP NO. 2454 OF 2014 in
S.L.P.(CRIMINAL) NO. 5884 OF 2012

Criminal Miscellaneous Petition No. 2454 of 2014 is allowed
and Special Leave Petition (Criminal) No. 5884 of 2012 is disposed of
in terms of the signed order.

|(Rajesh Dham)
|Court Master

| |(Renu Diwan)
| |Court Master

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(signed order is placed on the file)