

**IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL APPEAL No.2066 OF 2024**  
**(Arising out of SLP(Criminal) No.16568 of 2023)**

**V.V.SARATH KUMAR**

**...APPELLANT(S)**

**VERSUS**

**THE INSPECTOR OF POLICE & ANR.**

**...RESPONDENT(S)**

**O R D E R**

1. Leave granted.
2. Heard learned counsel for the parties.
3. The appellant - accused has preferred the present appeal being aggrieved by the impugned judgment and order dated 23.08.2022 passed by the High Court of Judicature at Madras in Cr1.O.P. No.16140 of 2016, whereby the High Court has dismissed the said petition filed by the appellant seeking quashing of the proceedings being Sessions Case No.56 of 2016 pending on the file of the Mahila Court, Chengalpattu, under Section 482 of Cr.P.C.
4. It is sought to be submitted by the learned counsel for the appellant that in view of the observations made by High Court, particularly, in paragraph No.8 to the effect that "the respondent, i.e., the Defacto Complainant has got married and she does not wish to have disturbance of her past event in the present marital life and peace in future", the High Court ought to have quashed the proceedings.

## VERDICTUM.IN

5. Today, during the course of the arguments also, the learned counsel, Mr. T. Harish Kumar, appearing for the respondent No.2 - complainant, on instructions, has insisted that the proceedings be quashed so that there may not be any disturbance in her present marital life.

6. Though, we do not wish to express any opinion on the merits of the case, on the joint request made by the learned counsel for the parties and in exercise of powers under Article 142 of the Constitution of India, we accept the present appeal, with a view to see that the marital life of the respondent No.2 - complainant may not be disturbed in future on account of the present proceedings. However, we leave the question of law open.

7. In that view of the matter and having regard to the peculiar facts and circumstances of the case, the proceedings in respect of Sessions Case No.56 of 2016 pending on the file of the Mahila Court, Chengalpattu are quashed and set aside.

8. The appeal stands allowed accordingly.

9. Pending application(s), if any, shall stand disposed of.

.....J.  
(BELA M. TRIVEDI)

.....J.  
(PANKAJ MITHAL)

NEW DELHI;  
10<sup>TH</sup> APRIL, 2024.

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl.) No(s).16568/2023

(Arising out of impugned final judgment and order dated 23-08-2022 in CRLP No.16140/2016 passed by the High Court of Judicature at Madras)

V.V.SARATH KUMAR

Petitioner(s)

VERSUS

THE INSPECTOR OF POLICE & ANR.

Respondent(s)

(IA No. 258483/2023 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA No. 258488/2023 - EXEMPTION FROM FILING O.T.)

Date : 10-04-2024 This matter was called on for hearing today.

CORAM : HON'BLE MS. JUSTICE BELA M. TRIVEDI  
HON'BLE MR. JUSTICE PANKAJ MITHAL

For Petitioner(s) Mr. Abhilash M.R., Adv.  
Mr. Sayooj Mohandas M., Adv.  
Mr. Rajkumar, Adv.  
Mr. Arun Kumar, Adv.  
Ms. Sandra Jaison, Adv.  
Mr. S. Jyotiranjana, Adv.  
Mr. Sandeep Singh, AOR

For Respondent(s) Mr. D. Kumanan, AOR  
Mrs. Deepa S, Adv.  
Mr. Sheikh F. Kalia, Adv.  
Mr. Veshal Tyagi, Adv.  
  
Mr. T. Harish Kumar, AOR  
Mr. Subham Kothari, Adv.  
Ms. Preethi G, Adv.

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

1. Leave granted.
2. In terms of the signed order, the Criminal Appeal is allowed.
3. Pending application(s), if any, shall stand disposed of.

(RAVI ARORA)  
COURT MASTER (SH)

(MAMTA RAWAT)  
COURT MASTER (NSH)

(signed order is placed on the file)