

Application to District and Sessions Judge to close Criminal Case

IN THE COURT OF { name of judge}

In the matter of:-

STATE {Name of State}

VERSUS

{Husband's name} & Anr./ Othrs.

..ACCUSED

FIR NO. XX/ XXXX

PS: {Name of Police Station}

U/ S 498A/ 406/ {any other}/34 IPC

Application for Closure of Criminal Case no. {no.} since the dispute primarily related to matrimonial discord as per the latest guidelines of Supreme Court

Most respectfully sheweth:-

1. That this is to bring to your kind notice that on 27th July, 2017, Supreme Court provided guidelines for handling of matrimonial complaints especially related to IPC 498A and dowry harassment in its landmark judgment titled **Rajesh Sharma & ors. v. State of U.P. & Anr. [2017 AIOL 3631]**
2. That in the said judgment, acknowledging the misuse of IPC 498A and other dowry harassment related laws by disgruntled wives, SC opined that it will be open to the District and Sessions Judge or any other senior Judicial Officer nominated by him in the district to dispose of the proceedings including closing of the criminal case if dispute primarily relates to matrimonial discord.
3. That it is further stated that the Criminal Case/ s no. {no./ nos.}, which is pending in the court of {Name of the Court} and Next Date of Hearing is on.
4. That it is further stated that the said matter has been compromised and an MoU was signed on mm/dd/yyyy and in furtherance to the same, following developments have happened.
 - a. {state facts including how the matter is settled now}
 - b. {state what has been the outcome of various other related proceedings}
 - c. {any other fact}

5. That as per the MoU signed between the parties, the said matter was to be quashed by the Hon'ble High Court of {Name of HC}
6. That as the Hon'ble Apex Court has given detailed guidelines and also that going to High Court for quashing of the case would entail a lot of cost and time and would inconvenience the parties unnecessarily and won't serve any purpose.

PRAYER

That in the facts and circumstances quoted above, it is hereby humbly prayed for the permission of closure of Criminal Case no. at the earliest as per the guidelines provided by Hon'ble Supreme Court and in the interest of Justice

{Place}

Petitioner

Dated

Through

Counsel