

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO(S).1890 OF 2017
[ARISING OUT OF SPECIAL LEAVE PETITION
(CRIMINAL) NO.9496 OF 2016]

MAHAMMAD MURTHAZA
HUSSAIN

...APPELLANT(S)

VERSUS

THE STATE OF ANDHRA PRADESH
& ANR.

...RESPONDENT(S)

ORDER

1. Leave granted.
2. We have heard the learned counsels for the parties.
3. Having perused the materials on record we find that apart from the bald allegation that the accused appellant had acted as a mediator in arranging the marriage of the complainant with the first accused there is no other role ascribed to the accused appellant who is accused No.4 in the criminal proceedings in question.

4. In view of the above, we are of the opinion that the High Court ought to have quashed the proceedings so far as the accused appellant (accused No.4) is concerned. We accordingly allow this appeal; set aside the order of the High Court and quash the criminal proceedings insofar as the accused appellant is concerned.

.....,J.
(RANJAN GOGOI)

.....,J.
(NAVIN SINHA)

NEW DELHI
NOVEMBER 06, 2017

ITEM NO.49

COURT NO.3

SECTION II

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

PETITION(S) FOR SPECIAL LEAVE TO APPEAL (CRL.) NO(S). 9496/2016
(ARISING OUT OF IMPUGNED FINAL JUDGMENT AND ORDER DATED 27-09-2016
IN CRLP NO. 9299/2015 PASSED BY THE HIGH COURT OF JUDICATURE AT
HYDERABAD FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA
PRADESH)

MAHAMMAD MURTHAZA HUSSAIN

PETITIONER(S)

VERSUS

STATE OF ANDHRA PRADESH & ANR.

RESPONDENT(S)

Date : 06-11-2017 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MR. JUSTICE NAVIN SINHA

For Petitioner(s)

Mr. K. Parameshwar, AOR
Mr. Udit Gupta, Adv.

For Respondent(s)

Mr. Guntur Prabhakar, AOR
Ms. Prerna Singh, Adv.

Mr. K. Maruthi Rao, Adv.
Ms. K. Radha, Adv.
Mrs. Anjani Aiyagari, AOR

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

Leave granted.

The appeal is allowed in terms of the signed
order.

[VINOD LAKHINA]

AR-cum-PS

[ASHA SONI]

BRANCH OFFICER

[SIGNED ORDER IS PLACED ON THE FILE]