

**IN THE HIGH COURT OF MANIPUR  
AT IMPHAL**

**CRIL.PETN. No. 34 of 2021**

1. Shri Nongthombam Kishan Singh, aged about 27 years, S/o N. Sanatomba Singh, a resident of Oinam Awang Leikai, P.O. & P.S. Nambol, Bishnupur District, Manipur-795134.
2. Shri Nongthombam Sanatomba Singh, aged about 55 years, S/o (L) Ningthemjao Singh, a resident of Oinam Awang Leikai, P.O. & P.S. Nambol, Bishnupur District, Manipur;
3. Smt. Nongthombam (O) Inaocha Devi, aged about 55 years, W/o Nongthombam Sanatomba, a resident of Oinam Awang Leikai, P.O. & P.S. Nambol, Bishnupur District, Manipur.

**....Petitioners**

- Versus -

1. The State of Manipur, represented by the Principal Secretary/ Secretary (Home), Govt. of Manipur, Old Secretariat (South Block) P.O. & P.S. Imphal, Imphal West District, Manipur PIN No. -795001.
2. The Director General of Police, Manipur, Police Head Quarter, Babupara, P.O. & P.S. Imphal, Imphal West District, Manipur-795001.
3. The Superintendent of Police, Bishnupur District, S.P. Building Complex, P.O. & P.S. Bishnupur, Bishnupur District, Manipur PIN No. 795126.
4. The Officer-in-charge, Nambol Police Station, Nambol, Bishnupur District, Manipur, P.O. & P.S. Nambol, Bishnupur District, Manipur- PIN No. - 795134.

**... Official Respondents.**

5. Smt. Lourembam (N) Nongthombam (O) Menaka Devi, aged about 26 years, W/o Nongthombam Kishan Singh, a resident of Oinam Awang Leikai, P.O. & P.S. Nambol, Bishnupur District, Manipur-795134.

**...Private Respondents**

**With**

**MC(Cril.Petn.) No. 9 of 2022**

1. Shri Nongthombam Kishan Singh, aged about 27 years, S/o N. Sanatomba Singh, a resident of Oinam Awang Leikai, P.O. & P.S. Nambol, Bishnupur District, Manipur;
2. Shri Nongthombam Sanatomba Singh, aged about 55 years, S/o (L) Ningthemjao Singh, a resident of Oinam Awang Leikai, P.O. & P.S. Nambol, Bishnupur District, Manipur;
3. Smt. Nongthombam (O) Inaocha Devi, aged about 55 years, W/o Nongthombam Sanatomba, a resident of Oinam Awang Leikai, P.O. & P.S. Nambol, Bishnupur District, Manipur.

4. Smt. Lourembam (N) Nongthombam (O) Menaka Devi, aged about 26 years, W/o Nongthombam Kishan Singh, a resident of Oinam Awang Leikai, P.O. & P.S. Nambol, Bishnupur District, Manipur-795134.

**....Applicants**

- Versus -

1. The State of Manipur, represented by the Principal Secretary/ Secretary (Home), Govt. of Manipur, Old Secretariat (South Block), Babupara, P.O. & P.S. Imphal, Manipur -795001.
2. The Director General of Police, Manipur, Police Head Quarter, Babupara, P.O. & P.S. Imphal, Imphal West District, Manipur-795001.
3. The Superintendent of Police, Bishnupur District, S.P. Building Complex, P.O. & P.S. Bishnupur, Bishnupur District, Manipur - 795126.
4. The Officer-in-charge, Nambol Police Station, Nambol, Bishnupur District, P.O. & P.S. Bishnupur, Bishnupur District, Manipur- 795134.

**... Respondents**

### **B E F O R E**

**HON'BLE THE CHIEF JUSTICE MR. SANJAY KUMAR**

For the petitioners/applicants	:	Mr. N. Jotendro, Sr. Advocate.
For the respondents	:	Ms. Babita Th., Advocate, Mr. R.K. Umakanta, PP.

**Date of Order : 31.08.2022**

### **O R D E R**

Criminal Petition No. 34 of 2021 was filed by the accused in F.I.R. No. 24 (4) 2021 NBL-PS, registered under Sections 326, 498-A and 34 IPC, seeking quashing of the same on the ground that the same had been registered in relation to a family dispute between them and respondent No. 5, the wife of petitioner No. 1. It was further stated that the parties had come to a settlement on 10.08.2021 and, therefore, the criminal proceedings should be terminated on the strength thereof.

MC (Cril. Petn.) No. 9 of 2022 was jointly filed by the petitioners in the criminal petition and respondent No. 5 therein, seeking termination of the criminal proceedings as the parties had amicably settled their disputes.

Mr. N. Jotendro, learned senior counsel, appears for the petitioners; while Ms. Th. Babita, learned counsel, appears for respondent No. 5.

Mr. R.K. Umakanta, learned PP, was asked to get instructions as to whether the parties had compromised their disputes, as claimed by them, and had resumed marital relations.

Today, Mr. R.K. Umakanta, learned PP, placed before the Court a copy of the letter dated 24.08.2022 addressed by the Sub-Inspector of Nambol Police Station to the Officer-in-Charge, Nambol Police Station, Therein, he stated that he had visited the residence of respondent No. 5 and found that she and her husband, petitioner No. 1 herein, were living together as husband and wife. Upon his inquiry, they disclosed that there were some misunderstandings between them earlier, leading to the registration of the subject F.I.R., but the communication gaps and the misunderstandings got clarified and sorted out over a period of time and they were both living together happily as husband and wife along with their 5-year-old daughter. The Sub Inspector also stated that he noted a RCC house which was under construction and learned that the same was being built on the land gifted by the father of respondent No. 5. These facts were also confirmed by the neighbors in the locality.

In the light of the aforestated facts and the edict of the Supreme Court in **Gian Singh vs. State of Punjab [(2012) 10 SCC 303]**, this Court sees no purpose served in the police authorities and the judiciary wasting valuable time and resources in proceeding further upon the subject F.I.R.

Criminal Petition No. 34 of 2021 is accordingly allowed, quashing F.I.R. No. 24 (4) 2021 NBL-PS and all proceedings consequential thereto.

In the light of this final order, MC (Cril. Petn.) No. 9 of 2022 is closed.

**CHIEF JUSTICE**