

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 563 OF 2024
[ARISING FROM SLP (CRL.) NO.1664/2020]

MAINODDIN

APPELLANT(S)

VERSUS

STATE OF KARNATAKA & ANR.

RESPONDENT(S)

O R D E R

Leave granted.

2. Heard the learned counsel for the parties and perused the relevant material.

3. Having perused the F.I.R. and also the charge-sheet, we find that there are general and omnibus allegations against the family members of the husband of the complainant-respondent no.2.

4. The present appellant is the younger brother of the husband of complainant-respondent no.2 and the only allegation made against him in the last paragraph of the complaint is that all the family members of the husband joined together and used foul language against the complainant of not getting dowry from her family.

5. It is already well settled by this Court in the case of *Geeta Mehrotra & Anr. vs. State of*

U.P. and Anr. reported in (2012) 10 SCC 741 and also in the case of *Kahkashan Kausar @ Sonam & Ors. vs. State of Bihar & Ors.* in Criminal Appeal No.195 of 2022 decided on 08.02.2022, that such vague, general and omnibus allegations against the family members/relatives implicating them in matrimonial disputes are an abuse of process of law.

6. Accordingly, we allow this appeal and quash the proceedings being CC No.563 of 2015 pending before the Principal Civil Judge and CJM, Vijayapur as also the FIR No.150/2014 registered with Police Station Golagumbaz, Vijayapur, District Vijayapur qua the appellant only. As against the rest of the accused, the proceedings will continue in accordance to law.

....., J.
(VIKRAM NATH)

....., J.
(SATISH CHANDRA SHARMA)

NEW DELHI;
FEBRUARY 02, 2024.

ITEM NO.24

COURT NO.8

SECTION II-C

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 (CrI.) No(s). 1664/2020

(Arising out of impugned final judgment and order dated 28-11-2019 in CRLP No. 200933/2018 passed by the High Court Of Karnataka At Kalaburagi)

MAINODDIN

Petitioner(s)

VERSUS

STATE OF KARNATAKA & ANR.

Respondent(s)

IA No. 33859/2020 - EXEMPTION FROM FILING O.T.)

Date : 02-02-2024 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE VIKRAM NATH
HON'BLE MR. JUSTICE SATISH CHANDRA SHARMA

For Petitioner(s) Mr. Sharanagouda Patil, Adv.
Mrs. Supreeta Patil, Adv.
Mr. Jyotish Pandey, Adv.
M/S. S-legal Associates, AOR

For Respondent(s) Mr. V. N. Raghupathy, AOR
Mr. Manendra Pal Gupta, Adv.
Mr. M. Bangaraswamy, Adv.
Mr. Premnath Mishra, Adv.
Mr. Dhanesh Ieshdhan, Adv.

Mr. Sahil Bhalai, AOR
Mr. Tushar Giri, Adv.
Mr. Siddharth Anil Khanna, Adv.
Ms. Gulshan Jahan, Adv.

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.

Pending application(s) also stand disposed of.

(NEETU KHAJURIA)
ASTT. REGISTRAR-cum-PS

(RANJANA SHAILEY)
COURT MASTER

(Signed order is placed on the file.)