

GAHC040005692024



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)
(ITANAGAR BENCH)

Case No. : Crl.Petn./52/2024

Marpe Bojir and Anr
Son of Late Komar Bojir, permanent resident of Modi Rijo Village, Near Linga Laya
Mandhir, PO and PS Itanagar, Papumpare District, Arunachal Pradesh

2: Talin Gamnu

Age:

Occupation

VERSUS

The State of AP
represented by the PP of AP

Advocate for the Petitioner : Domo Boje

Advocate for the Respondent : P P of AP

BEFORE
HONBLE MR. JUSTICE KAUSHIK GOSWAMI

ORDER

Date : 02.05.2024

Heard Mr. D. Boje, learned counsel for the petitioner. Also heard Mr. T. Ete,
learned Additional Public Prosecutor for the State of respondent.

2. This is a joint application filed by the compliant/victim and the accused under Section 482 of Cr.P.C for quashing and setting aside the FIR dated 04.01.2020 vide Likabali P.S. Case No. 01/2024 registered under Section 279/337/338 IPC on the ground that there has been a mutual settlement/compromise between the parties and in view of the amicable settlement arrived between the parties, the parties do not want to pursue the matter further.

3. Heard the parties.

4. It appears that the mutual settlement agreement between the parties has been enclosed to the joint application filed by the petitioners as annexure-C accompanied by the affidavit sworn by both the complainant/victim/petitioner No.1 and the accused/petitioner No. 2.

5. A perusal of the aforesaid mutual settlement indicates that a Kaba proceeding has been held to mediate the differences arose between the parties and pursuant to such proceeding, settlement has been arrived between the parties. It appears that both the parties have agreed and accepted the decision of the Keba members and pursuant to such compromise the joint application has been filed, which both the parties have sworn the accompanied affidavit.

6. In view of the aforesaid settlement arrived between the parties, for the

ends of justice, this Court deems appropriate to set aside and quash the FIR dated 04.01.2024 vide Likabali P.S. Case No. 01/2024 registered under Section 279/337/338 IPC.

7. Ordered accordingly.

The Criminal Petition stands disposed of in terms of the above observation.

JUDGE

Comparing Assistant