

GAHC040007462024



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

Case No. : Crl.Petn./86/2024

Riya Amit and 3 Ors
Son of Shri Riya Tajik, Digging Village, PO Koloriang, PS Koloriang, Kurung
Kumey District, Arunachal Pradesh

2: Ajit Barman
Age:
Occupation :
Son of Shri Chandra Brahma
Natabari Village
PO Natabari
PS Toopanganj
West Bengal

3: Jeevan Phukan
Age:
Occupation :
Son of Late Atul Phukan
Sonapur Village
PO Sonapur
PS Laluk
Assam

4: Namtung Dolo
Age:
Occupation :
Son of Late Tayem Dolo
Ganga Village
PO RK Mission
PS Itanagar
Papumpare District
Arunachal Pradesh

VERSUS

The State of AP
represented by the PP of AP

Advocate for the Petitioner : Teto Taba, Nimcha Hondique, Anong kabak, Mardo Game, Vijay Duku Raji, C Ering, Begi Taba

Advocate for the Respondent : P P of AP,

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 11.09.2024

Heard Mr. T. Taba, learned counsel for the petitioners. Also heard Ms. T. Jini, learned Additional Public Prosecutor for the State of Arunachal Pradesh.

This is an application under Section 482 of the Cr.P.C., 1973, praying for quashing and setting aside the proceedings of G. R. Case No. 203 of 2011, corresponding to Itanagar P.S. Case No. 119/2011 under Sections 341/323/34 of the IPC.

I have considered the submissions made by the learned counsels of both sides.

The offences under Sections 341 and 323 of the IPC are compoundable under Section 340 of the Cr.P.C., 1973. Therefore, there is no necessity to exercise the power under Section 482 of the Cr.P.C., 1973 by this Court.

The petitioners are advised to approach the Trial Court for compounding the offence.

With the aforesaid direction, the instant criminal petition stands closed and disposed of.

JUDGE

Comparing Assistant