

GAHC040017832023



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

Case No. : Crl.Petn./241/2023

Suma Bagang and 2 Ors.

S/o Shri Tadak Bagang, Permanent Resident of Village Daripu Bagang, PO/PS Chayang Tajo, District East Kameng, Arunachal Pradesh and Presently Residing at Village Polo Colony, Near Govt. Hr. Sec. School, PO/PS Naharlagun, District Papum Pare, Arunachal Pradesh. 9774713736 2: Umesh Bagang

Age:

Occupation :

3: Miss Nanu Cheda

Age:

Occupation

VERSUS

THE STATE OF AP

To be represented by the Public Prosecutor.)

Advocate for the Petitioner : Larje Soki

Advocate for the Respondent : P P of AP

BEFORE
HON'BLE MR. JUSTICE KAUSHIK GOSWAMI
ORDER

02.05.2024

Heard Mr. Don, learned counsel for the petitioners. Also heard Mr. T. Ete, learned Addl. Public Prosecutor for the State respondent.

2. This is a joint application filed under Section 482 of the CrPC, 1973 r/w Article 227 of the Constitution of India seeking quashing of criminal proceeding and FIR No. 44/2022 dated 25.03.2022 and corresponding Charge Sheet No. 48/2022 in connection with GR No. 244/2022 (Itanagar WPS Case No. 44/2022) registered under Section 365/448/323 & 506 of IPC.

3. The petitioner Nos. 1 and 2/ accused alongwith the petitioner No. 3/complainant/victim have jointly filed the instant criminal petition in terms of the settlement arrived between them whereby their differences have been resolved.

4. Mr. T. Ete, learned Addl. Public Prosecutor for the State respondent submits that he has received no instructions to object to the quashing of the said FIR.

5. Heard learned counsels for the parties and perused the materials available on record.

6. It appears that the petitioners/accused alongwith the complainant/victim have jointly filed the subject criminal petition accompanied by respective affidavits sworn by them and bringing on record the Mutual Settlement Deed dated 20.08.2022, enclosed as annexure 9 to the said petition, whereby it has been brought to the notice of this Court that the parties have mutually consented and settled the dispute arisen between themselves for peaceful co-existence as they were in relationship.

7. A perusal of the aforesaid Mutual Settlement Deed indicates that parties have mutually settled their differences and misunderstanding and are living peacefully thereafter.

8. In view of the aforesaid settlement and endorsement made by the learned counsel for the parties, this Court for the ends of justice, set aside and quashed the criminal proceeding and the FIR No. 44/2022 dated 25.03.2022 and corresponding Charge Sheet No. 48/2022 in connection with GR No. 244/2022 (Itanagar WPS Case No. 44/2022).

With the aforesaid observations, the Criminal Petition stands disposed of.

JUDGE

Comparing Assistant