

GAHC010012012015



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

Case No. : Crl.Pet./303/2015

AKHIL GOGOI
S/O LT. BOLO RAM GOGOI R/O HOUSE NO. 40, NIZARAPAR P.S.
CHANDMARI, GUWAHATI-3. DIST. KAMRUP M, ASSAM.

VERSUS

THE STATE OF ASSAM AND ANR
REP. BY THE PUBLIC PROSECUTOR, ASSAM.

2:SRI NITUL GOGOI
THE SUPERINTENDENT OF POLICE
GOALPARA ASSAM P.O. and P.S. GOALPARA DIST. GOALPARA
ASSAM

Advocate for the Petitioner : MS.P BORAH, MR.S BORTHAKUR,MR.B K MAHAJAN

Advocate for the Respondent : MR. J PATOWARI (R-2, MR. P P MEDHI (R-2),MR. K N
CHOUDHURY (R-2),PP, ASSAM

BEFORE
HON'BLE MR. JUSTICE ARUN DEV CHOUDHURY

20-12-2024

1. Heard Mr. S. Borthakur, learned counsel for the petitioner and Mr. P. Borthakur,
learned Additional Public Prosecutor, Assam for the respondent No. 1 and Mr.

K.N.Choudhury, learned Senior counsel for the respondent No. 2.

2. This criminal petition is filed under Section 482 of the Code of Criminal Procedure, 1973 for quashing the complaint case being C.R. Case No. 1639/2024 pending before the learned Sub-Divisional Judicial Magistrate (S), Goalpara. The aforesaid C.R. Case No. 1639/2024 was filed by the respondent No.2 herein against the petitioner herein under Section 500 IPC.

3. Mr. Choudhury, learned Senior counsel for the respondent No. 2 and Mr. Borthakur, learned counsel for the petitioner jointly submit that the dispute has amicably been settled by the parties and therefore, the aforesaid C.R. Case No. 1639/2024 and the present criminal petition may be closed.

4. The offence is relatable to Section 500 IPC inasmuch as when both the parties stated to have amicably settled their dispute, in the considered opinion of this Court that this is a fit case where the complaint case being C.R. Case No. 1639/2024 can be closed in exercise of inherent power of this Court under Section 482 CrPC.

5. In view of the aforesaid, the complaint case being C.R. Case No. 1639/2024 as well as the present criminal petition stands closed on being settled by the accused as well as the complainant.

JUDGE

Comparing Assistant