

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.12.2016

CORAM:

THE HON'BLE MR.JUSTICE C.T. SELVAM

Crl.R.C.No.1562 of 2016

and

Crl.M.P.Nos.12811 and 13722 of 2016

Nirmal Kumar

.. Petitioner

vs.

State rep by
Inspector of Police
All Women Police Station
Cheyyar,
Thiruvannamalai District

.. Respondent

Criminal Revision filed under Section 397 and 401 Cr.P.C. against the judgment of learned Sessions Judge, Thiruvannamalai, passed in Crl. A.No.11 of 2010 on 26.08.2016 confirming the order of learned Judicial Magistrate, No.II, Cheyyar, Thiruvannamalai District in C.C.No.314 of 2006 on 18.11.2010.

For Petitioner : Mr.E.Kannadasan
For Respondents : Mr.V.Balamurugan
Public Prosecutor,
Puducherry - R2

O R D E R

This revision arises against two concurrent judgments of Courts below convicting the petitioner/accused for offences u/s.417 and 506 (ii) IPC and sentencing him to 1 year S.I. and fine of Rs.2000/- i/d 1 month S.I. for offence u/s.417 IPC and 1 year S.I. and fine of Rs.2,000/- i/d. 1 month S.I. for offence u/s.506(ii) IPC.

2. Heard learned counsel for petitioner.

3. Presently a joint memo of compromise stands filed. Finding that offence for which the petitioner stands convicted are compoundable, the offences for which the petitioner was tried shall be treated as compounded. Petition in Crl.M.P.No.13722 of 2016 reflecting the joint memo of compromise shall form part of the records. Accordingly, the criminal revision case is allowed. The judgment of learned Sessions

Judge, Thiruvannamalai, passed in CrI.A.No.11 of 2010 on 26.08.2016 confirming the judgment of learned Judicial Magistrate, No.II, Cheyyar, Thiruvannamalai District, passed in C.C.No.314 of 2006 on 18.11.2010 is set aside. Petitioner shall stand acquitted of all charges. Bail bond, if any, executed by petitioner shall stand cancelled. Connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1.The Sessions Judge,
Thiruvannamalai,

2 thru The Principal Sessions Judge, Thiruvannamalai

3The Judicial Magistrate, No.II,
Cheyyar,
Thiruvannamalai District

4 The Chief Judicial Magistrate, Thiruvannamalai

5.The Inspector of Police
All Women Police Station
Cheyyar,
Thiruvannamalai District

6.The Public Prosecutor
High Court, Madras

+1cc to Mr.E. Kannadasan, Advocate, S.R.No.74614

sks (CO)
md(16/03/2017)

CrI.R.C.No.1562 of 2016