

HON'BLE DR. JUSTICE B. SIVA SANKARA RAO

I.A.No.1 of 2018

IN/AND

Crl.P.No.10036 of 2018

ORDER:

The petitioner/sole accused and the 2nd respondent-defacto complainant-mother of the victim present along with their respective counsels.

I.A.No.1 of 2018 is filed by them to compound the offences against the petitioner/accused in SC.No.83 of 2015 pending on the file of learned I Additional District and Sessions Judge-cum-Special Judge for Trial of Cases under POCSO Act, Khammam, which is outcome of crime No.167 of 2015 registered by Khammam Rural Police Station for the offences punishable under Sections 366-A, 354-D and 506 IPC and Section 12 of POCSO Act by stating that they settled the matter amicably outside the Court to purchase peace and terms of compromise was also appended.

The offence under Section 12 of POCSO Act is punishable maximum 3 years with fine. So far as the offence under Section 366-A IPC it is punishable up to 10 years with fine and others practically compoundable.

The petitioner referred as part of the material papers, the quash proceedings of the Kerala High Court in Crl.MC.No.7251 of 2016 dated 07.11.2016, the case under Sections 7 & 8 of POCSO Act permitted for compounding in purchase of peace from the victim agreed to settle the disputes amicably and her parents also came and expressed willingness for compromise.

Taking into consideration of similar facts, the I.A.No.1 of 2018 is allowed by compounding the offences. Consequently,

Criminal Petition is also allowed by quashing the proceedings against the accused in SC.No.83 of 2015 by acquitting him and the bail bonds of the accused, if any, shall stand cancelled. Pending miscellaneous petitions, if any, shall stand closed.

JUSTICE Dr. B.SIVA SANKARA RAO

Date: 25.10.2018
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