

THE HONOURABLE Dr. JUSTICE B. SIVA SANKARA RAO

I.A.No.1 of 2019

IN/AND

CRIMINAL REVISION CASE No.1560 of 2011

COMMON ORDER :

Heard.

2. Against the trial Court's conviction judgment in C.C.No.241 of 2010 unsuccessfully appealed in CrI.A.No.19 of 2011 having maintained the present revision pending since 2011, it is out come of Crime No.126 of 2006 of Station House Officer, Kazipet Police Station.

3. The *de facto* complainant and the accused having present, filed I.A.No.1 of 2019 seeking permission of the Court with leave to compound and to consider the compromise petition.

4. Heard learned counsel for the accused and the *de facto* complainant.

5. Learned Public Prosecutor, representing the State, who submitted that as nearly 13 years taken the valuable time of the police for investigation and of the two Courts below, some compensation to be awarded either to the Army Welfare Fund or to the State if at all to permit compounding.

6. There is force in the said submission of the learned Public Prosecutor.

7. Having regard to the above, subject to payment of Rs.20,000/- (Rupees twenty thousand only) to the Army Welfare Fund, the

petition can be allowed from hearing both sides. Since paid, vide memo, dated 08.04.2019, I.A.No.1 of 2019 is allowed.

8. Consequently, the revision is allowed setting aside the conviction imposed by the trial Court and as confirmed by the lower appellate Court, and the accused is acquitted. The bail bonds, if any, of the accused shall stand cancelled. The fine amount, if any, paid by the accused is ordered to be refunded.

Miscellaneous petitions pending, if any, shall stand closed.

8th April 2019
tk.

Dr. B. SIVA SANKARA RAO, J

