GAHC040015012026

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

Case No. : Crl.Petn./282/2026

Dunyo Siboh and Anr
Son of Shri Ajong Siboh, resident of village Simong/ Bentuk Colony, PO and PS Yingkiong, Upper Siang District, Arunachal Pradesh. 2: Miss Miti Boli
Age:
Occupation :
Daughter of Shri Anom Boli
resident of village Simong
PO and PS Yingkiong
Upper Siang District
Arunachal Pradesh

VERSUS

The State of AP
represented by the PP of AP

Advocate for the Petitioner : Orin Modi, Pura Monio,Ajit Bonia,Kano Kirkom,Duram Miyu,Nabam Hari,Noni Nobeng

Advocate for the Respondent : P P of AP,

BEFORE
HONOURABLE MRS. JUSTICE YARENJUNGLA LONGKUMER

ORDER

12.11.2026

Heard Mr. O. Modi, learned counsel appearing for the petitioners. Also heard Ms. L. Hage, learned Addl. Public Prosecutor, appearing for the State respondent.

1). The instant petition under section 528 of the BNSS has been filed jointly by the Petitioner No. 1 who is the alleged accused and Petitioner No. 2 who is the victim in the YKG P.S. Case No. 22/2026 registered under Section 74/79 of the BNS, praying for quashing of the Charge-sheet submitted therein and all the consequential proceedings arising out of the said FIR dated 20.06.2026.

2). The brief fact of the case is that the Petitioner No. 2 is the complainant/victim who had filed the FIR dated the 20.06.2026 against the alleged accused/Petitioner No. 1. The FIR stated that the accused person had come to the residence of the complainant's friend, and without any reason he suddenly came and slapped the complainant on her face and also pulled her hair and tried to assault her, in view of the said FIR, the YKG P.S. Case No. 22/2026 was registered under section 74/79 of the BNS against the Petitioner No. 1.

3). After registration of the aforesaid case, the Investigating Officer commenced the investigation and the Petitioner No. 2 was also forwarded for medical examination. However, the Medical Officer recorded the opinion that no external injury was seen on the person of Petitioner No. 2.

After completion of investigation, the Investigating Officer submitted the Charge-sheet against the Petitioner No. 1 for the offences under Section 74/79 of the BNS.

4). After submission of the Charge-sheet, the learned JMFC, Upper Siang District, Yingkiong took cognizance of the alleged offences and the petitioner has been summoned to appear before the Court. The criminal proceeding is therefore presently pending before the learned Judicial Magistrate First Class, Upper Siang District, Yingkiong.

5). During the pendency of the said criminal proceedings, the petitioners have executed a settlement/compromise agreement dated 01.09.2026 whereby the Petitioner No. 2 has voluntarily pardoned the Petitioner No. 1 and has agreed to put an end to all disputes and grievances arising out of the alleged incident on 18.06.2026.

6). The Petitioner No. 2 being the complainant/victim has categorically stated in the compromise agreement that she has no further complaints or grievances against the Petitioner No. 1 in respect of the incident in question. She has further stated in the settlement deed that she does not wish to pursue the criminal proceedings any further and has no objection if the FIR, Charge-sheet and the consequential proceedings are quashed by this Court.

7). It is also stated in the pleadings supported by separate affidavits filed by the Petitioner No. 1 and the Petitioner No. 2 that the agreement arrived at between the parties is genuine, voluntary and without coercion and entered into them on their own free will and that there was no undue influence, force or fraud from any person whatsoever.

8). In view of the aforesaid submissions, it is prayed that the instant petition may be allowed and the entire criminal proceedings arising out of Yingkiong P.S. Case No. 22/2026 may be quashed and set aside.

9). The learned Addl. Public Prosecutor has also fairly submitted that no useful purpose would be served by continuing with the criminal proceedings in the instant case and has left the matter to the discretion of the Court.

10). I have carefully considered the submission of the learned counsel for the parties and perused the pleadings and the Trial Court Records. It is seen that the dispute between the petitioners is purely personal in nature and arises out of an incident at a private gathering. It is also seen that the medical examination of Petitioner No. 2 did not disclose any external injury.

11). In view of the settlement agreement, this Court is also of the view that there is no continuing dispute between the parties and there is no likelihood of recurrence of the dispute in view of the settlement agreement arrived at between them, as the petitioners have already reconciled their differences and desire to live peacefully without any future litigation.

12). This Court is also of the view that continuation of the criminal proceeding would serve no useful purpose and would not result in any conviction.

13). In view of the aforesaid circumstances and in view of the voluntary settlement and reconciliation between the complainant and the victim, the instant application is allowed and disposed of and the Charge-sheet final

report submitted against the Petitioner No. 1 in Yingkiong P.S. Case No. 22/2026 and the proceedings of G.R. Case No. 34/2026 arising out of Yingkiong P.S. Case No. 22/2026 pending before the Court of Judicial Magistrate First Class, Upper Siang District, Yingkiong, Arunachal Pradesh is hereby quashed and set aside.

JUDGE

CHECKED & VERIFIED

Digitally signed by HAGE MEENA
Date: 2026.11.12 15:49:07 +05'30'