GAHC040017472026 2026:GAU-AP:1148

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

Case No. : Crl.Petn./336/2026

Smti Omem Siram and 2 Ors
Daughter of Late Tatop Siram, Wife of Baling Lego, resident of Village Jarku, PO and PS Pasighat, East Siang District, Arunachal Pradesh.

2: Smti Biroty Panggeng (Lego)
Age:
Occupation :
Wife of Shri Baling Lego
permanent resident of Village Sibum
PO Katan
PS Yingkiong
Upper Siang District and presently residing at Mirku Village
Pasighat
East Siang District
Arunachal Pradesh.

3: Natek Panggeng
Age:
Occupation :
Son of Late Otem Panggeng
permanent resident or Village Sibum
PO Katan
PS Yingkiong
Upper Siang District
Arunachal Pradesh and presently residing at Mirku
Pasighat
East Siang District
Arunachal Pradesh

VERSUS

The State of AP
represented by the PP of AP

Advocate for the Petitioner : Adam Tatak, Tadar Tayum,Thomas Jamoh,Geni Kirkom,Jumli Yochung,Goyi Taba Raju,Tonni Gammi,Tukrin Ligu,Tanur Gao,Amy Talom

Advocate for the Respondent : P P of AP,

BEFORE
HONOURABLE MRS. JUSTICE YARENJUNGLA LONGKUMER

JUDGMENT

Date : 13-11-2026

By filing the instant application under section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, the petitioners being the victim and the alleged accused persons have prayed for quashing and setting aside the charge-sheet No.159/2027 dated 28.10.2017 in GR Case No.186/2015 in connection with Pasighat PS Case No.186/2015 registered under section 326/34 IPC and all the consequential criminal proceedings.

2. Heard the learned counsel for the petitioner Mr. T. Tayum. Also heard the learned Addl.P.P. Ms. L. Hage for the State respondents.

3. The case of the petitioner herein is that the petitioner No.1 is the complainant/victim who had lodged the FIR dated 27.10.2015 stating that the petitioner Nos. 2 and 3 along with 27 others had attacked him when he was inside his room. Upon receipt of the said FIR, a case was registered being Pasighat PS Case No.186/2015 under section 326/34 Indian Penal Code, 1860.

4. Pursuant to the investigation, a charge-sheet was submitted against the petitioner Nos. 2 and 3 on 28.10.2017 and thereafter, the learned Trial Court took cognizance and the matter is now pending trial before the Chief

Judicial Magistrate Pasighat and the next date has been fixed on 16.12.2026. While the matter was pending thus, the petitioners realized that they do not wish to pursue the matter any further and decided to live peacefully and therefore entered into an amicable settlement vide settlement deed dated 12.10.2026.

5. The learned counsel for the petitioner submitted that the dispute is purely private and personal in nature having arisen out of a matrimonial dispute between the petitioner Nos. 1 and 2 who were married to each other earlier and which has been amicably resolved through a settlement deed. It is stated that in the settlement deed it is declared that the petitioner No.1 is willing to withdraw her complaint and no has further intention in pursuing with the GR Case No.186/2015.

6. It is also the submission of the learned counsel for the petitioner that as per the injury report dated 27.10.2015 issued by the hospital at Pasighat, the injury sustained by the petitioner is simple in nature. In view of the submissions, the learned counsel for the petitioner prays that the instant petition may be allowed and the charge-sheet No.159/2017 and the consequential criminal proceedings in GR Case No.186/2015 may be quashed and set aside.

7. The learned Addl.P.P. Ms. L. Hage appearing for the State respondents has also not objected to the said prayer of the petitioners on the ground that since the parties have already entered into amicable settlement by settlement deed dated 12.10.2026, no useful purpose would be served by continuing with the criminal proceedings.

8. This Court has duly considered the submissions made by the learned

counsel for the parties and perused the records.

9. It is seen that in the settlement deed dated 12.10.2026, the petitioner Nos.1,2 and 3 have voluntarily without any coercion declared that the petitioner No.1 does not have any ill will against the petitioner Nos. 2 and 3 and that they have resolved all their differences and misunderstanding which led to the filing of the FIR dated 27.10.2015.

10. It is also stated in the settlement deed that the petitioner No.1 has no objection if the FIR and the charge-sheet are set aside and that she will cooperate with the petitioner Nos. 2 and 3 in filing any petition before the Court for quashing of the proceedings. This Court has also found that the present petition is accompanied by separate affidavits sworn by the three petitioners.

11. In view of the facts and circumstances as stated above, this Court is of the view that continuing of the criminal proceeding in GR Case No.186/2015 would not serve any useful purpose as no conviction can be arrived at. Accordingly, the petition is allowed. The charge-sheet No.159/2017 and the consequential proceedings of GR Case No.186/2015 pending before the Court of Chief Judicial Magistrate Pasighat is hereby quashed and set aside.

JUDGE

Comparing Assistant