

HRBHD10012832023



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CHI/201/2023

TOSHAM

Present: Shri Himmat Singh, APP for the State assisted by Shri Maninder, Advocate for the complainant.
Accused Mukesh and Vinod on bail with Shri J.B. Sheoran, Advocate.

Vakalatnama on behalf of complainant filed. An application moved by the complainant and the accused seeking permission to compound the present offences. It is stated in the application that the matter has been compromised between the parties with the intervention of respectables and they want to compound the offences. Thus, they prayed for necessary permission to compound the present offences.

2. The complainant and the accused are present in the court. The complainant/injured made a statement that he has compromised the matter with a panchayat of brotherhood and the compromise has been effected without any fear, pressure and greed and now there is no ill-will between the parties and he has no objection if the offences are compounded. Thereafter, the accused made a statement that they have compromised the matter with the complainant in the Panchayat of brotherhood and it has been effected without any fear, pressure and greed. They prayed that the case may kindly be compounded.

3. Since today, both the parties have stated before the Court that the said matter has been compromised with each other. Now there is no personal grudge against each other. Thus, it shall be in best interest of both the parties to compound the present case.

4. The offences under sections 323, 325 read with section 34 of IPC are compoundable by the injured and person intimidated/confined. Even otherwise also offence punishable under 506/34 IPC is general in nature and it is read to be with the main offence. Both the parties have made separate statements and as per those statements, they have settled their dispute.

5. Keeping in view all these facts and circumstances of the case, the permission to compound the offences is granted. Since the matter has been compromised between the parties, therefore, keeping in view the statement of the parties and in the interest of justice and for the welfare of the parties, the offences are allowed to be compounded. The accused are acquitted of the charges levelled against them. Their bail and surety bonds also stand discharged. File be consigned to the record room, after due compliance.

Dated: 14.02.2024
Manju Bala SG-II

(Davender),
Sub Divisional Judicial Magistrate,
Tosham (UID No.HR0330).