



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3369]

FRIDAY, THE SEVENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE SUBHENDU SAMANTA

CRIMINAL REVISION CASE NO: 531/2014

Between:

1. SAGGURTHI RAMBABU, S/O. BHEEMA RAJU, R/O. P. VERAMPALEM
VILLAGE, RANGAMPETA MANDAL, E.G. DISTRICT.

...PETITIONER

AND

1. STATE OF AP REP PP HYD, rept. by the Public Prosecutor, High Court
of A.P., Hyderabad.

...RESPONDENT

Revision filed under Section 397/401 of CrPC praying that in the circumstances stated in the affidavit filed in support of the Criminal Revision Case, the High Court may be pleased to present this memorandum of criminal revision case having aggrieved by the sentence and conviction against the judgment dated 07-03-2014 passed in CrI.A.No. 264 of 2012 on the file of the IV Addl. Dist. & Sessions Judge, E.G. District at Kakinada and confirmed the judgment dated 02-07-2012 passed in C.C.No.170 of 2009 on the file of the Addl. J.F.C.M. Peddapuram.

IA NO: 1 OF 2014 (CRLRCMP 879 OF 2014)

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to suspend the sentence and conviction against the judgment dated 07-03-2014 passed in CrI.Appeal No. 264 of 2012 on the file of the IV Additional District and Sessions Judge, East Godavari at Kakinada and confirmed the judgment dated 02-07-2012 passed in C.C.No. 170 of 2009 on the file of the Judicial

First Class Magistrate, Peddapuram, East Godavari District and enlarge the petitioner on bail.

IA NO: 1 OF 2025

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to permit the petitioner to implead the Proposed Respondent No.2 as respondent No.2 in the above CrI.R.C.No. 531 of 2014 and pass

IA NO: 2 OF 2025

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to grant permission to me to compound the offence under Section 417 IPC and to set aside the conviction and sentence recorded in C.C. No. 170 of 2009 on the file of the Court of the Hon'ble Additional Judicial First Class Magistrate, Peddapuram, arising out of Crime No. 3 of 2009 of Rangampeta Police Station, East Godavari District, in view of the compromise arrived at between the parties, in the interest of justice, and to pass

IA NO: 3 OF 2025

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to consider the compromise terms between the parties, which were amicably settled through the intervention of elders, and to set aside the conviction and sentence recorded in C.C.No.170 of 2009 on the file of the Hon'ble Additional Judicial First Class Magistrate, Peddapuram, arising out of Crime No. 3 of 2009 of Rangampeta Police Station, East Godavari District, for the offence punishable under Section 417 of the Indian Penal Code, which was confirmed in Criminal Appeal No. 264 of 2012 on the file of the IV Additional District and Sessions Judge, Kakinada, and to quash all further proceedings by acquitting the Petitioner/Accused, in the interest of justice, and to pass

Counsel for the Petitioner:

1.VENKAT CHALLA

Counsel for the Respondent:

1.PUBLIC PROSECUTOR (AP)

The Court made the following Order:

THE HONOURABLE SRI JUSTICE SUBHENDU SAMANTA

I.A.Nos.1,2 and 3 of 2025

in/and

CRIMINAL REVISION CASE NO: 531 OF 2014

COMMON ORDER:

I.A.No.1 of 2025 is filed to permit the petitioner to implead the *de facto* complainant as 2nd respondent in the criminal revision case. On consent of the petitioner, the *de facto* complaint namely such “Saggurthi Bujji” is hereby impleaded as 2nd respondent in the criminal revision case.

2. Against order of sentence punishable under Section 417 IPC, concurrent finding by both the learned Courts below, the instant criminal revision case has been preferred.

3. I.A.No.2 of 2025 is filed to grant permission to the petitioner to compound the offence punishable under Section 417 IPC and to set aside the conviction and recorded in C.C.No.170 of 2009 on the file of the Court of the learned Additional Judicial First Class Magistrate, Peddapuram, arising out of Crime No.3 of 2009 of Rangampeta Police Station, East Godavari District, in view of the compromise arrived at between the parties.

4. I.A.No.3 of 2025 is filed to consider the compromise between the parties.

5. Learned trial Court has recorded order of sentence against the person, the petitioner, to undergo simple imprisonment for one year and also to pay a fine of Rs.3,000/-, in default, simple imprisonment for three months. The said sentence of conviction was confirmed by the learned appellate Court.

6. During pendency of the instant criminal revision case, parties arrived at compromise between themselves and the *de facto* complainant i.e., “the

person cheated” intended to compound the offence on agreed sum of Rs.2,10,000/- from the petitioner. On the basis of such compromise, a memorandum of understanding is filed before this Court duly attested by putting their LTIs, which was identified by the respective learned counsel appearing before this Court.

7. On recording the compromise, it appears that the order of conviction was passed under Section 417 IPC, which is compoundable in nature under Section 320 Cr.P.C. The *de facto* complainant through memorandum of understanding has consented to accept the compromise amount of Rs.2,10,000/-, thereby, the petitioner/accused in the presence of the Court has handed over the demand draft of Rs.2,10,000/- vide BC.No.47545030, dated 13.10.2025, drawn on Union Bank of India.

8. In the attending facts and circumstances, as the *de facto* complainant is accepted the agreeable/compromise amount, the offence punishable under Section 417 IPC, though confirmed by the learned Courts below, is hereby compounded at behest of the *de facto* complainant “the person cheated” under Section 320 Cr.P.C. Thus, the order of conviction recorded by the learned Magistrate, affirmed by the learned appellate Court is hereby set aside.

9. The petitioner/accused is hereby acquitted from this Case.

10. The sureties standing in favour of the accused are hereby released.

11. The memo duly attested by the petitioner and the *de facto* complainant, which is identified by the learned respective counsels, is taken on record.

12. On the above observation, I.A.Nos.1, 2 and 3 of 2025 are disposed of and consequently, the Criminal Revision Case is disposed of. There shall be no order as to costs.

As a sequel, pending miscellaneous applications, if any, shall stand disposed of.

JUSTICE SUBHENDU SAMANTA

Date: 07.11.2025

SPP

THE HON'BLE SRI JUSTICE SUBHENDU SAMANTA

CRIMINAL REVISION CASE No.531 of 2014

07.11.2025

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