

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO(S) .1218-1219 OF 2015
(@SLP(CRL.)2430-2431 OF 2013)

ASHOK MISHRA & ANR.

APPELLANT(S)

VERSUS

STATE OF M.P.

RESPONDENT(S)

O R D E R

Leave granted.

With the consent of the parties, we have heard the appeals finally.

The appellants herein were convicted by the trial court for offences punishable under Section 307, 324 read with Section 148 of the Indian Penal Code (for short 'IPC'). In appeals, however, the High Court set aside the conviction under Section 307 IPC and maintained the same insofar as Section 324 read with Section 148 IPC is concerned.

It is not in dispute that the offence under Section 324 IPC is compoundable. It is so held by this Court in the case of Naresh Kumar v. State of Haryana, (2012) 9 SCC 330. The parties have settled the matter. Learned counsel for the private respondent/complainant is present and he affirms that the parties have settled the matter.

In view thereof, the offence under Section 324 IPC is compounded and the impugned judgment and order of the High Court insofar as it maintains the conviction under Section 324 read with 148 of IPC is also set aside. The appeals are allowed in the aforesaid terms.

.....J.
(A.K. SIKRI)

.....J.
(ROHINTON FALI NARIMAN)

NEW DELHI,
SEPTEMBER 14, 2015

ITEM NO.48

COURT NO.14

SECTION IIA

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No(s).
2430-2431/2013

(Arising out of impugned final judgment and order dated 02/01/2013 in
CRLA No. 1047/1996,02/01/2013 in CRLA No. 1063/1996 passed by the
High Court Of M.P. at Jabalpur)

ASHOK MISHRA & ANR.

Petitioner(s)

VERSUS

STATE OF M.P.

Respondent(s)

Date : 14/09/2015 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. SIKRI
HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

For Petitioner(s)

Mr. Mukesh K. Giri, Adv.

For Respondent(s)

Mr. Sudhir Naagar, Adv.
Mr. Mohit Singh, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

The appeals are allowed in terms of signed order.

Pending application(s), if any, also stand(s) disposed of.

(VINOD KR. JHA)
COURT MASTER

(RENU DIWAN)
COURT MASTER

(Signed order is placed on the file)