

Cr.P.C.

Dr. Kalindri

LL.B.Three Years

Sixth sem.

General provisions as to enquiries and trials : part 3

Compounding of offences:

- Without permission of the court. e.g. voluntarily causing hurt sec 323 IPC
- With permission of the court e.g. voluntarily causing grievous hurt sec 325 IPC
- If any person is under 18 years of age or an idiot or a lunatic then any person ,competent to contract , may compound the offence on his behalf with the permission of the court
- If a person dies then his legal representative may compound the offence with the consent of the court.
- If trial of the accused is pending or an appeal is pending then compounding is possible only with the leave of the court conducting trial or before which appeal is to be heard .
- In case of revision , High court or Session court may give consent for compounding of an offence.
- In case of previous conviction, if accused is liable to enhanced punishment or punishment of a different kind then no offence shall be compounded.
- Compounding of an offence shall have the effect of an acquittal.

Note : Remaining portion shall be discussed in the next part.