

JIK Industries Ltd. v. Amarlal V. Jumani, (2012) 3 SCC 255, stating:

“68. It is clear from a perusal of the aforesaid Statement of Objects and [reasons](#) that offence under the NI Act, which was previously non-compoundable in view of Section 320 sub-section (9) of the Code has now become compoundable. That does not mean that the effect of Section 147 is to obliterate all statutory provisions of Section 320 of the Code relating to the mode and manner of compounding of an offence. Section 147 [will](#) only override Section 320(9) of the Code insofar as offence under Section 147 of the NI Act is concerned. This is also the ratio in *Damodar* [(2010) 5 SCC 663 : (2010) 2 SCC (Civ) 520 : (2010) 2 SCC (Cri) 1328] (see para 12). Therefore, the submission of the learned counsel for the appellant to the contrary cannot be accepted.”

Tags: [CrPC S. 320](#), [NIA S. 138 - Compounding](#)