

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.10.2015

CORAM

THE HON'BLE MR.JUSTICE P.N.PRAKASH

Cr1.O.P.No.24465 of 2015

1.Pakkirisamy
2.Jayanthi

... Petitioners

Vs.

1. State by:

The Sub Inspector of Police,
H-8, Thiruvottiyur Police Station,
Thiruvottiyur,
Chennai - 600 019.

2. E.Parthiban

... Respondents

Prayer: Criminal Original Petition filed under Section 482 of the Cr.P.C., praying to call for the records in Crime No.879 of 2014 on the file of the Sub Inspector of Police, H-8, Thiruvottiyur Police Station, Chennai and quash the same.

For Petitioners : Mr.K.Selvakumar

For Respondents : Mr.C.Emalias [for R1]
Additional Public Prosecutor
Mr.M.Saravana Kumar [for R2]

O R D E R

This Criminal Original Petition has been filed to quash the records in Crime No.879 of 2014 on the file of the respondent Police.

2. Heard Mr.K.Selvakumar, the learned counsel for the petitioners; Mr.C.Emalias, the learned Additional Public Prosecutor appearing for the first respondent and Mr.M.Saravana Kumar, the learned counsel appearing for the second respondent.

3. On a complaint lodged by Parthiban, the respondent Police registered a case in Crime No.879 of 2014 for the offences under Sections 341, 448 and 506(i) IPC., against these petitioners, challenging which, these petitioners are before this Court, on the ground that the petitioners and the defacto-

complainant have arrived at an amicable settlement. The crux of the allegations in the FIR., is that the defacto-complainant is the tenant in the petitioner's house and in order to evict the defacto-complainant, the petitioners had trespassed into the portion of the defacto-complainant.

4. The learned counsel for the defacto-complainant/2nd respondent submitted that the parties have arrived at a compromise and he also filed copy of Memorandum of Understanding dated 14.02.2015. The learned counsel for the defacto-complainant further submitted that, he had vacated the premises and he also received a sum of Rs.3,00,000/- from the petitioners.

In view of the above, this Criminal Original Petition is allowed and FIR., in Crime No.879 of 2014 is hereby quashed.

ds

s/d-
Assistant Registrar(CS-IV)

True Copy

Sub-Assistant Registrar

To:

1.The Sub Inspector of Police,
H-8, Thiruvottiyur Police Station,
Thiruvottiyur,
Chennai - 600 019.

2.The Public Prosecutor,
High Court, Madras.

+ 1 cc to Mr.M.Saravanakumar, Advocate SR 56669

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