

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.11.2015

CORAM

THE HONOURABLE MR. JUSTICE R.SUBBIAH

CrI.O.P.No.27505 of 2015

1.Santhosh Arunagiri  
2.A.Selvi

... Petitioners

Vs.,

1.The Inspector of Police,  
W-7, All Women's Police Station,  
Anna Nagar, Chennai-600 040.

2.Dr.Sridevi Shalini Saichandran ... Respondents

Criminal Original Petition filed under Section 482 Cr.P.C.  
praying to call for the records and to quash the FIR in Crime  
No.8 of 2013 on the file of the 1<sup>st</sup> respondent-police.

For Petitioners : Mr.Sudha Ramalingam

For respondents : Mr.C.Emalias, APP (for R1)  
Mr.Geetha Ramaseshan (For R2)

O R D E R

The present criminal original petition has been filed  
seeking to quash the First Information Report in Crime No.8 of  
2013 pending on the file of the 1<sup>st</sup> respondent-Police.

2.In the affidavit filed in support of the petition, it  
has been stated by the petitioners that the marriage between  
the 2<sup>nd</sup> respondent herein/defacto-complainant and the 1<sup>st</sup>  
petitioner herein took place on 20.03.2011 as per the Hindu  
rites and customs. But, after the marriage, the 1<sup>st</sup> petitioner  
and the 2<sup>nd</sup> respondent had various problems; hence, a divorce  
petition in O.P.No.2785 of 2013 was filed by the Defacto-  
complainant before the learned Principal Judge, Family Court at  
Chennai. The 1<sup>st</sup> petitioner has also filed a divorce petition  
in O.P.No.3012 of 2013. Both the divorce petitions are pending.  
While so, on 15.10.2013 a complaint was lodged by the defacto-  
complainant before the 1<sup>st</sup> respondent-Police against the  
petitioners herein for the alleged offence under Sections 498A

and 406 IPC, based on which a case has been registered in Crime No.8 of 2013 on the file of the 1<sup>st</sup> respondent-Police. Now, the petitioners have come forward with the present petition seeking to quash the First Information Report in Crime No.8 of 2013 pending on the file of the 1<sup>st</sup> respondent.

3.Today, when the matter is taken up for consideration, the 2<sup>nd</sup> respondent/defacto-complainant has filed an affidavit stating that due to the good advice and counseling given elders of both families, the disputes between the 1<sup>st</sup> petitioner and the defacto-complainant were amicably settled and now, they have filed petition for divorce by mutual consent in O.P.1675 of 2015 before the learned Principal Family Court, Chennai. Further, the 1<sup>st</sup> petitioner has agreed to pay Rs.25 lakhs towards full and final settlement to the 2<sup>nd</sup> respondent/defacto-complainant. In pursuance to the same, the 1<sup>st</sup> petitioner has paid a sum of Rs.5 lakhs and agreed to pay the remaining sum of Rs.20 lakhs today i.e., 18.11.2015. The 2<sup>nd</sup> respondent / defacto-complainant has also agreed, not to press the complaint pending Crime No.8 of 2015 on the file of the 1<sup>st</sup> respondent-Police and she has no objection for quashing the First Information Report in Crime No.8 of 2015.

4.Heard the learned counsel for the petitioners, the learned counsel for the 2<sup>nd</sup> respondent/defacto-complainant and the learned Additional Public Prosecutor appearing for the 1<sup>st</sup> respondent-Police.

5.In view of the compromise arrived at between the parties, this Court is of the view that continuation of the criminal proceedings, after the compromise, is only going to be a futile exercise. Therefore, the criminal original petition is allowed and the First Information Report in Crime No.8 of 2015 pending on the file of the 1<sup>st</sup> respondent-Police is quashed.

Sd/-

Assistant Registrar

True Copy

Sub Assistant Registrar

ssv

To

- 1.The Inspector of Police,  
W-7, All Women's Police Station,  
Anna Nagar, Chennai-600 040.

2.The Public Prosecutor,  
High Court, Madras.

+1cc to M/S.Geeta Ramaseshan, Advocate Sr.62712

Cr1.O.P.No.27505 of 2015

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srg 29/12/2015



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