

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.12.2016

CORAM

THE HONOURABLE MR. JUSTICE R.MAHADEVAN

Cr1.O.P.No.13976 of 2012

and M.P.No.1 of 2012

1.Saraswathi
2.Govindasami
3.C.Haridoss
4.G.Raghu Petitioners/Accused 2 to 5

Vs

1.The State, by
The Inspector of Police,
Central Crime Branch No.II,
Egmore, Chennai.
(Crimnal No.51/12).. ... 1st Respondent/Complainant

2.S.Kumar 2nd Respondent/Defacto complainant

Criminal Original Petition filed under Section 482
Cr.P.C. to call for the records in Crime No.51 of 2012 on the
file of the first respondent and quash the same.

For Petitioners : Mr.K.Sukumaran

For respondents : Mr.C.Emalias,
Addl. Public Prosecutor,
for R1
Mr.S.Kingston Jerold
for R2

ORDER

The present criminal original petition has been filed
to call for the records in Crime No.51 of 2012 pending on the
file of the first respondent police and quash the same.

2. Today, when the matter was taken up for
consideration, learned counsel appearing for the petitioners and
the learned counsel appearing for the second respondent / de

facto complainant represented that the dispute between the parties was amicably settled and the second respondent has also filed an affidavit to that effect, which reads as follows:-

" 2. I submit that pursuant to the complaint given by me, the petitioners were arrested on 11.5.2012 and before their remand, settlement was arrived at and despite our joint request, the first respondent remanded the petitioners on 11.5.2012 at 22.30 p.m.

3. I submit that in the enquiry in the bail application before the Judicial Magistrate, Alandur, I have filed an affidavit about the settlement amongst ourselves.

3. I submit that all the documents came into being in the year 2006-2007, at the instance of petitioners have been handed over to me and petitioners have executed the deed of cancellation on 24.5.2012 under document No.3876/2012, SRO, Selaiyur."

Thus, the learned counsel for the respective parties pleaded that recording the averments made in the affidavit filed by the second respondent, the case may be closed.

3. Therefore, recording the averments made in the affidavit filed by the second respondent, the criminal original petition is closed. Consequently, connected miscellaneous petition is also closed.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

sbi

To

1.The Inspector of Police,
Central Crime Branch No.II,
Egmore, Chennai.

2.The Public Prosecutor,
High Court, Madras.

Cr1.O.P.No.13976 of 2016

NRJK(CO)
GN(20/01/2017)