



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.10.2016

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THE HON'BLE MR.JUSTICE K.KALYANASUNDARAM

Crl.O.P. (MD) No.19443 of 2016

1.M.Manikandan
2.M.Valliammal
3.Sasikala
4.Chitra
5.Devi
6.Gomathi
7.M.Saravanan
8.K.Ganesan

... Petitioners/Accused

-Vs-

1.State through the Inspector of Police,
AWPS Madurai Town, Madurai,
In Cr.No.18/2013.

... Respondent/Complainant

2.Hema @ Hemalatha

... Respondent/Defacto Complainant

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, praying to call for the records relating of C.C.No.270/2014 now pending on the file of the Learned Additional Mahila Court, (Judicial Magistrate Court), Madurai and quash the same.

For Petitioners : Mr.S.Devasena

For Respondents : Mr.K.Anbarasan
Govt. Advocate (Crl.Side)
for R.1
: Mr.M.K.A.Kasim Sait
for R.2

O R D E R

This petition has been filed to call for the records in C.C.No.270 of 2014 pending on the file of the learned Additional Mahila Court, (Judicial Magistrate Court), Madurai and quash the same.



2. Heard the learned Counsel for the petitioners, the learned Government Advocate (Crl.Side) appearing for the first respondent and the learned Counsel appearing for the second respondent.

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3. Based on the complaint given by the second respondent/defacto complainant, a case has been registered against the petitioners in Cr.No.18 of 2013 for offences under Sections 498(A), 406 and 506(ii) of IPC, on the file of the first respondent and the case has been charge sheeted in C.C.No.270 of 2014, on the file of the Additional Mahila Court, Madurai (Judicial Magistrate Court). The said charge sheet in C.C.No.270 of 2014 is challenged before this Court.

4. When the matter was called on 07.10.2016 both the petitioners as well as the second respondent are present before this Court and they categorically made a statement that the dispute between them have been settled amicably. They also filed a memo of compromise dated 16.08.2016 duly signed by both parties and counter signed by their respective Counsel. They would also further submit that they are ready to donate Rs.20,000/- to Harijan Sevak Sangh.

5. In view of the above, this Court directed the parties to pay Rs.20,000/- to Tamil Nadu Harijan Sevak Sangh, N.M.R.Subbaraman Memorial Residential Primary School Campus, 12, Dr.Thangaraj Road, Vinayaga Nagar, Opposite to Madurai Law College, Madurai -20 and also this Court dispensed with the appearance of the parties.

6. Today when the matter is called, Demand Draft has been filed. In view of the statements made by the parties and the compromise memo filed by them, no fruitful purpose will be achieved to proceed further in this matter.

7. In view of that, the impugned C.C.No.270 of 2014, on the file of the Additional Mahila Court, Madurai (Judicial Magistrate Court) is hereby quashed and the Criminal Original Petition is allowed.

Sd/-
Assistant Registrar(CO)

/True copy/

Sub Assistant Registrar



To:

1.The Inspector of Police,
AWPS Madurai Town, Madurai.

2.The Additional Mahila Court, Madurai (Judicial Magistrate Court)

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

AM

CSL/ SK-SKN/08.12.2016:3P/4C

CrI.O.P.(MD) No.19443 of 2016
21.10.2016