

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.03.2017

CORAM

THE HONOURABLE MR.JUSTICE R.MAHADEVAN

Crl.O.P.No.5435 of 2017

Gunesh @ Guna

Petitioner/Accused

Vs

1.State rep.by
Inspector of Police,
H-4, Korukkupet Police Station,
Chennai-600 021. 1st Respondent/Complainant

2.B.Thulasi 2nd Respondents//Defacto/
Complainant

Petition filed under Section 482 of the Criminal Procedure Code, to call for the records in S.C.No.360 of 2015 on the file of the Magalir Court at Chennai and to quash the same.

For Petitioner : Mr.S.L.Venkatesan

For Respondents: Mr.C.Emalias,

Additional Public Prosecutor for R1

Mr.E.Sumathi for R2

ORDER

When this Criminal Original Petition was taken up, separate affidavits have been filed on behalf of the petitioner and the second respondent/ de facto complainant.

2.In the affidavit filed by the petitioner, it is stated that since he eloped with the daughter of the second respondent, the second respondent lodged a complaint against him; due to the wedlock a female child was born and the second respondent is now regularly visiting his house for visit of her granddaughter. It is further stated that trial has not yet commenced in the case and due to the pendency of the case the petitioner is put to mental hardship. Stating so, it is prayed to quash the proceedings in S.C.No.360 of 2015 on the file of the Magalir Court, Chennai, on the ground that the dispute has been amicably settled between them.

3.In the affidavit filed by the second respondent / de facto complainant, it is stated that the dispute between the petitioner and herself had been settled and she has no objection to quash the impugned proceedings.

4.Both the parties are present. Their identities have been verified and they accepted the contents in the affidavits as true and genuine.

5.Recording the affidavits filed as stated supra, the proceedings in S.C.No.360 of 2015 on the file of the Magalir Court, Chennai, is quashed, and the Criminal Original Petition is disposed of accordingly.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

KM

To

1 The Magalir Court, Chennai

2.The Inspector of Police,
H-4, Korukkupet Police Station,
Chennai-600 021.

3.The Public Prosecutor,
Madras High Court,
Chennai-600 104.

+1cc to Mr.S.L. Venkatesan, Advocate, S.R.No.17103

scd(CO)

md(03/04/2017)

WEB COPY

Cr1.O.P.No.5435 of 2017