

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:24-10-2017

CORAM:

THE HONOURABLE MR. JUSTICE M.S.RAMESH

Crl.O.P.No.12140 of 2016

and

Crl.M.P.Nos.6233 of 2016 and 3502 of 2017

A.Ramamurthy .. Petitioner/Accused

Vs.

1.State by Inspector of Police,
B-2, Esplanade Police Station,
Chennai-600 104. ...1st Respondent/Complainant

2. T.Arumugam ...2nd Respondent/Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. to call for the records in S.C.No.98 of 2016 on the file of XVII Additional Judge, City Civil and Sessions Court, Singaravelar Malligai, G.T., Chennai-600 001 and quash the charges against the petitioner.

For Petitioner : Mr.S.S.Mathivanan

For Respondents : Mr.P.Govindarajan (for R1)
Additional Public Prosecutor

Mr.T.I.Ramanathan (for R2)

ORDER

This Criminal Original Petition has been filed to call for records in S.C.No.98 of 2016 on the file of the XVII Additional Judge, City Civil and Sessions Court, Singaravelar Maligai, George Town, Chennai-600 001 and quash the charges against the petitioner.

2.Today, the matter is listed under the caption 'For reporting settlement'. The legal heirs of deceased Mr.Kumar and Mr.Subhash were present before this Court and filed their affidavits and they were identified by the investigating officer.

3.Heard the learned counsel for the petitioner as well as the learned counsel for the 2nd respondent and the learned Additional Public Prosecutor for the first respondent.

4.The learned counsel for the petitioner submitted that the de facto complainant and the petitioner have amicably settled the issue before the Tamil Nadu Mediation and Conciliation Centre and had executed Mediation Agreement dated 28.06.2017. Accordingly, the legal heirs of deceased (i)Kumar and (ii) Subhash have filed their affidavits dated 13.07.2017, stating that they have no objection if the proceedings in S.C.No.98 of 2016, on the file of the XVII Additional Judge, City Civil and Sessions Court, Singaravelar Malligai, George Town, Chennai, is quashed.

5. Recording the submissions made by legal heirs of the deceased (i)Kumar and (ii)Subhash in their affidavit dated 13.07.2017, the proceedings in S.C.No.98 of 2016, on the file of the XVII Additional Judge, City Civil and Sessions Court, Singaravelar Malligai, George Town, Chennai is quashed. Accordingly, the Criminal Original Petition stands allowed. Consequently, connected miscellaneous petitions are also closed.

s/d-
Assistant Registrar (CS-V)

True Copy

Sub-Assistant Registrar

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To

1.The XVII Additional Judge,
City Civil and Sessions Court,
Singaravelar Malligai,
George Town,
Chennai-600 001.

2.The Inspector of Police,
B-2, Esplanade Police Station,
Chennai-600 104.

3.The Public Prosecutor,
High Court, Madras.

+2 Ccs to Mr.S.S.Mathivanan, Advocate sr 74889.

CrI.O.P.No.12140 of 2016 and
CrI.M.P.Nos.6233 of 2016 and 3502 of 2017
SP(21/11/2017)