

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.12.2017

CORAM

THE HONOURABLE MR.JUSTICE M.S.RAMESH

CrI.O.P.No.19034 of 2014
and CrI.MP.No.1 of 2014

1.K.Senthilnathan
2.Sakunthala
3.Balaji & Shanmuganathan
4.Surendar @ Arumainathan

..Petitioners

Vs

1. The Inspector of Police,
W-26, All Women Police Station,
Ashok Nagar,
Chennai - 600 083.

2. Mrs.S.Jaichitra

..Respondents

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C. to call for the records in C.C.No.4543 of 2007 on the file of the IX Metropolitan Magistrate, Saidapet, Chennai - 600 015 and to quash the same.

For Petitioner : Mr.R.Balaguruswamy, for
M/s.Jayasubha Associates
For Respondents : Mr.C.Emalias, APP -For R1

सत्यमेव जयते
O R D E R

The prayer sought for in the present petition is to call for the records in C.C.No.4543 of 2007 on the file of the IX Metropolitan Magistrate, Saidapet, Chennai - 600 015 and quash the same.

2. It is submitted that, pending Criminal Original Petition, the petitioner and the 2nd respondent/defacto complainant have amicably resolved the dispute among themselves.

3. Both the learned counsel have identified the de-facto complainant, who is present before this Court today. In order to identify the petitioners and defacto-complainant, they have

submitted the photo copies of their Aadhar Cards viz., 1.K.Senthilnathan - 518104701296, 2.Sakunthala - 851200325882, 3.Balaji @ Shanmuganathan - 907438552034, 4.Surendar @ Arumainathan - 233188762566 and 5.S.Jaichitra - 712826788812 and after verification of the original, the same are recorded.

4. Today, an Affidavit dated 14.12.2017 was also filed by the 2nd respondent/defacto complainant to the effect that she has no objection to allow the petition filed by the petitioners/Accused 1 to 4 in CrI.O.P.No. 19034 of 2014 by quashing the final report in C.C.No.4543 of 2007(on the file of the IX Metropolitan Magistrate, Saidapet, Chennai - 15).

5. Recording the same, the proceedings in C.C.No.4543 of 2007 on the file of the IX Metropolitan Magistrate, Saidapet, Chennai - 600 015 is quashed. The Criminal Original Petition is allowed. Consequently, the connected Miscellaneous Petition is closed.

6. The Affidavit filed by the 2nd respondent/defacto complainant dated 14.12.2017 shall form part of the order.

* xerox copy of Affidavit attached

Sd/-
Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

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To

1. The Inspector of Police,
W-26, All Women Police Station,
Ashok Nagar, Chennai - 600 083.
2. The Public Prosecutor
High Court, Madras.
3. The IX Metropolitan Magistrate,
Saidapet, Chennai-15
4. The Section Officer,
Criminal Section, High Court, Ch-104 (2 copies)

+2ccs to Mr.R.Balaguruswamy, Advocate, S.R.No.90069

CrI.O.P.No.19034 of 2014

pa(co)
cs/29/01/18