

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.12.2017
CORAM

THE HONOURABLE MR. JUSTICE M.S.RAMESH

Crl.O.P.Nos. 28083 and 3842 of 2017
and Crl.MP.Nos.15983,15984, 2811 & 2812 of 2017

1.A.Santhanakrishnan
2.R.Hebert Inbaraj
3.A.Valli

..Petitioners in CrIOP. No.28083/2017
Accused 2 to 4

1.J.M.John Paul

..Petitioner in CrIOP. No.3842 / 2017
1st Accused

Vs

1.The Additional Deputy Commissioner of Police,
Central Crime Branch No.I,
Vepery, Cehnnai-600007.

2. HDFC Bank Limited,
rep. By its Authorised Signatory,
No.110, Nelson Manikam Road,
Amithakarai, Chennai-600029.

..Respondents in both Crl.OPs

Prayer in both Crl.OPs: Criminal Original Petition filed under
Section 482 Cr.P.C. to call for the records in C.C.No. 1424 of
2008 pending on the file of learned Metropolitan Magistrate/Fast
Track Court for CCB and CBCID Cases and quash the same.

For Petitioners : Mr.B.Kumarasamy
(in both Crl.OPs)

For Respondents : Mr. C. Iyyappa Raj, APP -For R1
(in both Crl.OPs) : M/s.AAV Partners - For R2

COMMON ORDER

The prayer sought for in these present petitions is to call
for the records in C.C. No. 1424 of 2008 pending on the file of
the learned Metropolitan Magistrate/Fast Track Court for CCB and
CBCID Cases and quash the same.

2. It is submitted that, pending Criminal Original
Petition, the petitioners and the 2nd respondent/defacto
complainant in both petitions 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 the de-facto complainant, they have submitted the photo copies of their Identity Cards viz., 1. A.Santhanakrishnan - 592935919523 (Aadhar Card), 2. R.Hebert Inbaraj - 253620079721 (Aadhar Card), 3. J.M. John Paul - F/TN/069/002794/1999 (Driving Licence) and 4. J.Francisrozario Arunraj - F0384 (Identity Card issued by the HDFC Bank) and after verification of the original, the same are recorded.

4. Today, the Affidavits dated 20.12.2017 were also filed by the 2nd respondent/defacto complainant to the effect that he has no objection to quash the proceedings in C.C. No. 1424 of 2008 pending on the file learned Metropolitan Magistrate/Fast Track Court for CCB and CBCID Cases.

5. Recording the same, the proceedings in C.C. No. 1424 of 2008 pending on the file learned Metropolitan Magistrate/Fast Track Court for CCB and CBCID Cases is quashed. The Criminal Original Petitions are allowed. Consequently, the connected Miscellaneous Petitions are also closed.

6. Affidavits filed by the 2nd respondent/defacto complainant dated 20.12.2017 shall form part of the order.

Sd/-
Assistant Registrar(CS VII)

//True Copy//

Sub Assistant Registrar

ak

To

1. The Chief Metropolitan Magistrate,
Fast Track Court for CCB & CBCID Cases,
Chennai.

2. The Additional Deputy Commissioner of Police,
Central Crime Branch No.I,
Vepery, Chennai-600007.

3. The Public Prosecutor
High Court, Madras.

CrI.O.P.Nos. 28083 & 3842 of 2017

SAI (CO)

RRK(19/01/2018)