

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.04.2017

CORAM:

THE HONOURABLE MR. JUSTICE C.T.SELVAM

Criminal Original Petition No.25460 of 2016
and CrI.M.P.No.12358 of 2016

Solainathan .. Petitioner/Accused
Vs.

1.State by
The Sub-Inspector of Police,
Sholinghur Police Station
Vellore District.
Crime No.86 of 2015. ..Respondent-1/Complainant

2.D.Kumar ..Respondents-2/Defacto
Complainant

Prayer: Criminal Original Petition filed under Section 482
Cr.P.C., to call for the records in C.C.No.33 of 2015 pending
on the file of the Judicial Magistrate, Sholinghur, Vellore
District and quash the same.

For Petitioner : Mr.S.Silambu Selvan
For 1st Respondent : Mr.M.Mohammed Riyaz
Government Advocate(Crl.Side)

For 2nd Respondent : Mr.D.Thirumoorthy

O R D E R

This Criminal Original Petition has been filed to quash
the proceedings in CC.No.33 of 2015 on the file of learned
Judicial Magistrate, Sholinghur, Vellore District.

2.Heard Mr.S.Silambu Selvan, learned counsel for
petitioner and Mr.M.Mohammed Riyaz, learned Government
Advocate for first respondent and Mr.D.Thirumoorthy, learned
counsel appearing for second respondent. Both side parties
are present today.

3.Taking into consideration the affidavit of second
respondent/defacto complainant dated 14.11.2016, and also the
submissions of either side, that the matter stands compromised
and finding offences under Sections 294(b), 427, 506(i) of
IPC compoundable, this Court would quash proceedings in
C.C.No. 33 of 2015 on the file of the learned Judicial
Magistrate, Sholinghur, Vellore District.

4. Accordingly, Criminal Original Petition is allowed. The proceedings in C.C.No. 33 of 2015 on the file of the learned Judicial Magistrate, Sholinghur, Vellore District is quashed and the affidavit filed by second respondent/defacto complainant shall form part of the records. Consequently, connected miscellaneous petition is also closed.

Sd/-
Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar

rm

To

1. The Judicial Magistrate, Sholinghur, Vellore District.

2. -do- through The Chief Judicial Magistrate Vellore.

3. The Sub-Inspector of Police, Sholinghur Police Station
Vellore District, Crime No.86 of 2015.

4. The Public Prosecutor, High Court, Madras. 600 104.

+ 1 cc to Mr.S. Silambuselavan, Advocate SR.23895

Crl.O.P.No.25460 of 2016
and Crl.M.P.No.12358 of 2016

EV(CO)
EU 27.4.17

सत्यमेव जयते
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