



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.03.2017

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THE HON'BLE MR.JUSTICE P.N.PRAKASH

Crl.O.P.(MD) Nos.1442 and 1502 of 2017

Crl.O.P.(MD) No.1442 of 2017:

1.Govindarajan
2.Balamurugan
3.Balamani

: Petitioners/Accused 1 to 3

-vs-

1.State Rep. by,
The Sub-Inspector of Police,
Devakottai Taluk Police Station,
Sivagangai District. ...1st Respondent/Complainant

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

Crl.O.P.(MD) No.1502 of 2017:

1.Arumugam
2.Velmurugan
3.Nagalingam
4.Vijaya

: Petitioners/Accused 1 to 4
vs.

State rep. by

1.The Sub-Inspector of Police,
Devakottai Taluk Police Station,
Sivagangai District
Crime No.275 of 2016. ...1st Respondent/Complainant

2.Govindharajan ... 2nd Respondent/Defacto Complainant

Common Prayer: Petitions are filed under Section 482 of Code of Criminal Procedure to call for the records in Crime Nos.276 and 275 of 2016 respectively, on the file of the respondent police and quash the same.

Crl.O.P.(MD) No.1442 of 2017:

For Petitioners : Mr.P.Muthusamy
For Respondent No.1 : Mr.A.P.Balasubramani,
Government Advocate (Crl.side)
For Respondent No.2 : Mr.C.Saravanan

**Crl.O.P. (MD) No.1502 of 2017:**

For Petitioners : Mr.C.Saravanan
For Respondent No.1 : Mr.A.P.Balasubramani,
Government Advocate (Crl.side)
For Respondent No.2 : Mr.P.Muthusamy

COMMON ORDER

On the complaint lodged by one Govindharajan, the respondent police registered a case in Crime No.275 of 2016 on 23.11.2016, under Sections 294(b), 323, 324 and 506(II) of the Indian Penal Code against Arumugam and three others. On the complaint lodged by Arumugam, the respondent police registered a case in Crime No.276 of 2016 on 23.11.2016 under Sections 294(b), 323, 324 and 506(ii) of the Indian Penal Code against Govindarajan and two others.

2. These two quash petitions have been filed to quash the First Information Reports registered in Crime Nos.276 and 275 of 2016 on the ground that both the parties have arrived at a compromise.

3. Today, when the matter was taken up for hearing, Mr.K.Thirunavukkarasu, Special Sub-Inspector of Police, Devakottai Taluk Police Station, Sivagangai District, is present. All the parties are present before this Court and their identifications were also verified by this Court, in addition to the confirmation of the identity of the parties by the learned Government Advocate (Criminal side) through Mr.K.Thirunavukkarasu, Special Sub-Inspector of Police, Devakottai Taluk Police Station.

4. The petitioners and the second respondent in both the petitions have filed a joint compromise memo, wherein, the parties have stated that they belong to the same village and that on the intervention of elders, they have amicably settled all issues.

5. Taking into consideration the nature of the allegations levelled in the First Information Reports and since there is no previous case against the petitioners in both the petitions and also in view of the compromise entered into between the parties, this Court is of the opinion that no useful purpose would be served in keeping the matters pending. Therefore, the entire proceedings in Crime Nos.276 and 275 of 2016 on the file of the first respondent, in respect of all the accused, are hereby quashed.



6. Accordingly, this Criminal Original Petitions are allowed on the basis of the compromise entered into between the parties. The joint compromise memo in both the petitions shall form part of this order.

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Assistant Registrar(Record)

/True copy/

Encl:Xerox copy of Joint Compromise memo
in Cr1.OP(MD).Nos.1442 and 1502/2017

Sub Assistant Registrar

To:

1.The Sub-Inspector of Police,
Devakottai Taluk Police Station,
Sivagangai District.

2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1cc to Mr.P.Muthusamy, Advocate SR.No.12708

+1cc to Mr.C.Saravanan, Advocate sR.No.13149

sml

sm:PM-PN:15/03/2017:2P/5C

Common Order made in
Cr1.O.P.(MD) Nos.1442 and 1502 of 2017