



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 09.11.2017

CORAM :

WEB COPY

THE HONOURABLE MR.JUSTICE S.S.SUNDAR

CRL OP(MD)No.15257 of 2017

1. Vadivelraja @ Rajadurai

2. Vetrivelraja

... Petitioners/Accused Nos.1 & 2

Vs.

1. The State represented by,
The Inspector of Police,
Uthumalai, Uthumalai,
Tirunelveli District.
(Crime No.230 of 2017)

... 1st Respondent /Complainant

2.Gnanadurai

... 2nd Respondent/
De-facto Complainant

PRAYER: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to call for the records and quash the First Information Report in Crime No.230 of 2017 on the file of the Inspector of Police, Uthumalai Police Station, Uthumalai, Tirunelveli District.

For Petitioners : Mr.A.Thiruvadi Kumar

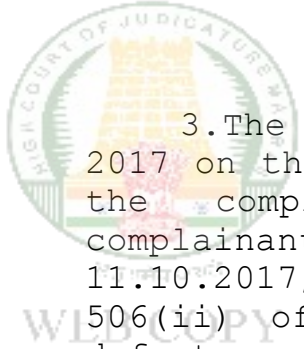
For R-1 : Mr.A.Ramar,
Additional Public Prosecutor.

For R-2 : Mr.S.Vinayak

O R D E R

This Criminal Original petition is filed for quashing the First Information Report in Crime No.230 of 2017 on the file of the Inspector of Police, Uthumalai Police Station, Uthumalai, Tirunelveli District.

2. Heard the learned counsel appearing for the petitioners and the learned Additional Public Prosecutor appearing for the first respondent and the learned counsel appearing for the second respondent.



3. The petitioners are accused Nos.1 and 2 in Crime No.230 of 2017 on the file of the first respondent police. On the basis of the complaint lodged by the second respondent/de-facto complainant, a case was registered in Crime No.230 of 2017, dated 11.10.2017, for the offences under Sections 294(b), 307, 387 and 506(ii) of I.P.C. Though there was no injury caused to the defacto complainant, the case was registered for the offence under Section 307 of I.P.C.

4. It appears that the parties, namely, the petitioners and the second respondent have settled their dispute amicably out of Court, at the intervention of the elders and friends. The parties also have entered into a compromise. The Joint Compromise Memo signed by the petitioners and the de-facto complainant in the presence of their respective counsels is produced before this Court. As per the Joint Compromise memo, the parties have stated that they have settled their dispute amicably and that the defacto complainant has expressed his intention not to pursue the complaint and he has also agreed for quashing the First Information Report in Crime No.230 of 2017 pending before the first respondent.

5. The parties, namely, the petitioners and the second respondent appeared before this Court and expressed in unequivocal terms that they have signed the Joint Compromise Memo on their own free will and volition. The identity of the parties are verified with reference to the authenticated documents produced by the parties before this Court. The identity of the parties are also confirmed by the learned Additional Public Prosecutor through the first respondent police.

6. Having regard to the specific terms of the Joint Compromise Memo, this Court is of the view that no useful or fruitful purpose will be served by keeping this matter pending. Hence, on the basis of the Joint Compromise Memo signed by the parties, the Criminal Original petition is allowed and the First Information Report in Crime No.230 of 2017 on the file of the first respondent, is quashed in respect of the petitioners herein. The Joint Compromise Memo signed by the parties shall form part of the order.

Sd/-

Assistant Registrar(Records)

/True Copy/

Sub Assistant Registrar

Encl: Xerox Copy of Joint Compromise Memo

To

<https://hservices.hccourtsgov.in/hservices/>

1. Station Master of Police,
Uthumalai, Uthumalai, Tirunelveli District.



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

+1cc to Mr.A.Thiruvadi Kumar, Advocate Sr.No.86176

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VB/GT/SAR1/23/11/2017/3P/4C

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