



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.12.2017

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THE HONOURABLE MR. JUSTICE S.S.SUNDAR

CRL.O.P.(MD) No.17360 of 2017

Ananthakumar : Petitioner/Sole Accused

-Vs-

1.The Sub Inspector of Police,
Chatrakudi Police Station,
Ramanathapuram District.
(in Crime No.157 of 2017) : 1st Respondent / Complainant

2.Nirai Arul Moorthy : 2nd Respondent/De-facto
Complainant

PRAYER: Criminal Original petition filed under Section 482 of Code of Criminal Procedure, to call for the entire records in relation to FIR in Crime No.157 of 2017 on the file of the first respondent and quash the same.

For Petitioners : Mr.M.S.Jeyakarthik

For R1 : Mr.K.S.Duraipandian
Additional Public Prosecutor

For R2 : Mr.A.Kartick Kumar

O R D E R

This Criminal Original Petition has been filed to call for the entire records in relation to FIR in Crime No.157 of 2017 on the file of the first respondent and quash the same.

2.Heard the learned Counsel appearing for the petitioner, the learned Additional Public Prosecutor appearing for the first respondent and the learned Counsel appearing for the second respondent.

3.The petitioner is sole accused in Cr.No.157 of 2017 on the file of the Sub Inspector of Police, Chatrakudi Police Station, Ramanathapuram District. Based on the complaint lodged by the second respondent, a case was registered in Crime No.157 of 2017 for the offences punishable under Sections 294(b), 324 and 506(ii) of IPC.



4. After registration of the complaint, it appears that the parties, namely, the petitioner and the second respondent have settled their dispute amicably out of Court, at the intervention of elders and relatives and a compromise was also reached. A Joint Compromise Memo, dated 15.09.2017, signed by both the parties, in the presence of their respective Counsels, is also produced before this Court. As per the Joint Compromise Memo, the second respondent has agreed to withdraw the complaint and expressed that he has no objection for quashing the criminal proceedings in Cr.No.157 of 2017 pending on the file of the Sub Inspector of Police, Chatrakudi Police Station, Ramanathapuram District.

5. Today, the parties 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. In view of 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 the criminal case in Cr.No.157 of 2017 pending on the file of the Sub Inspector of Police, Chatrakudi Police Station, Ramanathapuram District, is quashed in *toto*. The Joint Compromise Memo signed by the parties shall form part of the order. Accordingly, the Criminal Original Petition is allowed.

Sd/-

Assistant Registrar(CSI)

/True Copy/

Sub-Assistant Registrar

To

(*) JOINT COMPROMISE MEMO XEROX COPY IS ENCLOSED HEREWITH

1. The Sub Inspector of Police,
Chatrakudi Police Station,
Ramanathapuram District.

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

+One cc to Mr.M.S.Jeyakarthik, Advocate, SR.No.93395

cmr

RL/4C/2P/SV/MMS/SAR1/23/1/2018

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