



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.12.2017

CORAM :

THE HONOURABLE MR.JUSTICE S.S.SUNDAR

CRL OP(MD)No.17745 of 2017

Paul Thinagarar

... Petitioner/ Sole Accused

Vs.

1. The Sub Inspector of Police,
Puliankudi Police Station,
Tirunelveli District.
(Crime No.482 of 2017)

... 1st Respondent /Complainant

2.Dasan Asirvatham

... 2nd Respondent/
De-facto Complainant

PRAYER: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to call for the records in Crime No.482 of 2017 dated 07.11.2017 on the file of the first respondent police and quash the same.

For Petitioner	: Mr.V.Muthuvelan
For R-1	: Mr.K.S.Durai Pandian, Additional Public Prosecutor
For R-2	: Mr.P.Muthusamy

O R D E R

This Criminal Original petition is filed for quashing the First Information Report in Crime No.482 of 2017 dated 07.11.2017 on the file of the first respondent police.

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

3.The petitioner is the sole accused in Crime No.482 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.482 of 2017, dated 07.11.2017, for the alleged offences under Sections 427, 294(b) and 506(ii) of I.P.C.



4. 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. The parties also have entered into a compromise. A Joint Compromise Memo, dated 18.12.2017 signed by the petitioner and the de-facto complainant in the presence of their respective counsels is produced before this Court. As per the Joint Compromise memo, the defacto complainant has agreed for quashing the First Information Report in Crime No.482 of 2017 dated 07.11.2017 on the file of the first respondent police.

5. Today, the parties, namely, the petitioner 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.482 of 2017, dated 07.11.2017 on the file of the first respondent police, is quashed in *toto*. The Joint Compromise Memo signed by the parties shall form part of the order.

Sd/-

Assistant Registrar(CS-II)

/True Copy/

Sub Assistant Registrar

Encl: Xerox copy of Joint Compromise Memo
To

1. The Sub Inspector of Police,
Puliankudi Police Station,
Tirunelveli District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1cc to Mr.V.Muthuvelan, Advocate Sr.No.94506
PMU
VB/GT/SAR3/19/01/2018/2P/4C

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