

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.06.2018

CORAM:

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

CrI.O.P. No.10617 of 2018

S. Narayanan

Petitioner

vs.

1 State represented by
the Inspector of Police (L & O)
K-2, Ayanavaram Police Station
Chennai - 23
(Cr. No.472 of 2016)

2 P. Parvathy

Respondents

Criminal Original Petition filed under Section 482 Cr.P.C.
seeking to call for the records in Cr. No.472 of 2016 pending
on the file of the first respondent police and quash the same.

For petitioner

Mr. J. Manikandan

For R1

Mrs. Kritika Kamal, P.

Govt. Advocate (CrI. Side)

For R2

Mr. Vijaya Ganesh

ORDER

This Criminal Original Petition has been preferred seeking
to call for the records in Cr. No.472 of 2016 pending on the
file of the first respondent police and quash the same.

2 On the complaint lodged by Parvathy, the first
respondent police had registered a case in Cr. No.472 of 2016 on
16.03.2016 under Section 143, 427, 448, 341, 294(b), 323 and 506
(i) IPC against Narayanan (A1) and three others, for quashing
which, Narayanan (A1) has preferred this Criminal Original
Petition.

3 Today, Ms. T. Punitha, W. Gr. I 27973, K2 Ayanavaram
P.S., Parvathy (de facto complainant) and Narayanan,
(petitioner) are present before this Court.

4 Parvathy (de facto complainant) and Narayanan (petitioner) have filed a joint compromise affidavit dated 26.03.2018, wherein, at paragraph no.4, it has been stated as under:

"4. I, Parvathi state that the petitioner is my cousin son and we both living under same roof of buildings. Hence, I want to withdraw the case against the petitioner along with other accused in Cr. No.472 of 2016 under Sections 143,427,448,341,294(b),323,506 (ii) of IPC pending on the file of the first respondent police.

Therefore, we prayed that this Hon'ble Court may be pleased to accept this joint compromise affidavit and may be treated part and parcel of this quash petition in cr. No.472 of 2016 IPC pending on the file of the 1st respondent police."

5 In view of the above, the prosecution in Cr. No.472 of 2016 on the file of the first respondent police is quashed in respect of all the accused, on condition that the petitioner deposits a sum of Rs.5,000/- to the credit of the Chief Justice Relief Fund (payable in Accounts Section of the High Court Registry) within a period of two weeks from the date of receipt of a copy of this order and file a photocopy of the receipt along with a memo reporting compliance in the Registry.

In fine, this Criminal Original Petition is allowed.

Sd/-
Deputy Registrar(CS)

//True Copy//

सत्यमेव जयते
Sub Assistant Registrar

cad
To

- 1 The Inspector of Police (L & O)
K-2, Ayanavaram Police Station
Chennai - 23
- 2 The Section Officer,
Accounts Section, High Court, Madras.
- 3 The Section Officer,
Criminal Section, High Court, Madras.

4 The Public Prosecutor
High Court of Madras
Chennai 600 104.

+1cc to Mr.J.MANIKANDAN, Advocate, S.R.No.39025

Cr1.O.P. No.10617 of 2018

TR(29/06/2018)



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