

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.02.2018

CORAM

THE HONOURABLE MR. JUSTICE M.S.RAMESH

Crl.O.P.No.3745 of 2018

and

Crl.M.P.No.1701 of 2018

1. Yuvaraj
2. Prabhu
3. Ilayaraja
4. Kanagaraj
5. Satheesh
6. Udhayakumar @ Chinna Thambi ...Petitioners/Accused 1to6

Vs

1. State rep. By
Inspector of Police,
Attayampatti Police Station,
Salem District.
(Crime No.92/2017)
2. Nagoor Haneefa ...Respondents/Complainant
Defacto complainant

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C. to call for the entire records in P.R.C.No.40 of 2017 pending on the file of the Judicial Magistrate No.IV, Salem District and quash the proceedings against the petitioner.

For Petitioner : M/s.R.Ramamoorthy
For Respondents: Mr.C.Raghavan For R1
: Mr.Nagoor Haneefa
R2/Party in Person

O R D E R

The prayer sought for in the present petition is to call for the entire records in PRC.No.40 of 2017 pending on the file of the Judicial Magistrate No.IV, Salem District and quash the proceedings against the petitioner.

2. It is submitted that, pending Criminal Original Petition, the petitioners and the 2nd respondent/defacto complainant have amicably resolved the dispute between themselves.

3. Both the learned counsel have identified the de-facto complainant, who is present before this Court today. In order to identify the petitioners and the 2nd respondent/defacto complainant, they have submitted the photo copies of their Aadhar Cards viz., 1. Yuvaraj Thiagarajan - 965073496817 and 2. Nagoor Hanifa - 637904396420 after verification of the original, the same are recorded.

4. Today, an affidavit dated 06.02.2018 also filed by the 2nd respondent/defacto complainant to the effect that he has no objection to quash the proceedings in PRC.No.40 of 2017 pending on the file of the Judicial Magistrate No.IV, Salem District.

5. Recording the same, the proceedings in PRC.No.40 of 2017 pending on the file of the Judicial Magistrate No.IV, Salem District is quashed. The Criminal Original Petition is allowed. Consequently, the connected Miscellaneous Petition is closed.

6. The Affidavit filed by the 2nd respondent/defacto complainant dated 06.02.2018 shall form part of the order.

Sd/-
Assistant Registrar (CS)

//True Copy//

Sub Assistant Registrar

vv

To

1. The Judicial Magistrate IV, Salem.
2. -do-Thro' The Chief Judicial Magistrate, Salem.
3. The Inspector of Police,
Attayampatti Police Station,
Salem District.
4. The Public Prosecutor
High Court, Madras.

+1 cc to Mr. R. Ramamoorthy, Advocate Sr.10124

CrI.O.P.No. 3745 of 2018

SR(CO)
EU(28/02/2018)