



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.02.2018

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THE HONOURABLE MR.JUSTICE P.RAJAMANICKAM

Crl.O.P.(MD) No. 2191 of 2018

1.Jobu @ Ramkumar
2.Christopher
3.Kandasamy

...Petitioners/Accused Nos.1 to 3

-Vs-

1. The State Represented by
Inspector of Police,
Aruppukkottai Town Police Station,
Aruppukkottai,
Virudhunagar District.
(in Crime No.390 of 2015)

...1st Respondent/Complainant

2. M.Subbusamy

... 2nd Respondent/Defacto
Complainant

Prayer: Criminal Original petition filed under Section 482 of Code of Criminal Procedure, to call for the records in connection with the impugned charge sheet in P.R.C.No.4 of 2017 on the file of learned Judicial Magistrate, Aruppukkottai and quash the same.

For Petitioners	: Ms.R.Dharani
For R1	: Mr.A.P.G.Ohm Chairma Prabhu Government Advocate (Crl.side)
For R2	: Mr.R.Amarnath

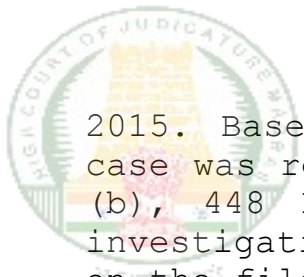
ORDER

The Criminal Original Petition has been filed to call for the records in connection with the impugned charge sheet in P.R.C.No.4 of 2017 on the file of learned Judicial Magistrate, Aruppukkottai and quash the same.

2.Heard the learned counsel appearing for the petitioners, the learned Government Advocate (Crl.side) appearing for the first respondent and the learned counsel appearing for the second respondent.

<https://hcservices.ecourts.gov.in/hcservices/>

3.The petitioners are accused No. 1 to 3 in Crime No.390 of



2015. Based on the complaint lodged by the second respondent, a case was registered for the offences punishable under Sections 294 (b), 448 IPC and Section 3 of TNPPDL Act and after completing investigation charge sheet has been filed in P.R.C.No.4 of 2017 on the file of learned Judicial Magistrate, Aruppukkottai.

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4.It appears that the petitioners and the second respondent, namely, the de-facto complainant have settled their dispute amicably out of Court and they have also entered into a compromise, on the advise of elders and their relatives. A Joint Compromise Memo, signed by both parties, in the presence of their respective counsel, is also produced before this Court. As per the Joint Compromise Memo, the de-facto complainant, namely, the second respondent, has no objection for quashing the charge sheet in P.R.C.No.4 of 2017 on the file of learned Judicial Magistrate, Aruppukkottai.

5.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 Government Advocate (Crl.side) 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 purpose will be served by keeping this matter pending. Hence the P.R.C.No.4 of 2017 on the file of learned Judicial Magistrate, Aruppukkottai, is quashed in *toto*. The Joint Compromise Memo signed by the parties shall form part of the order.

7.Accordingly, the Criminal Original petition is allowed.

Sd/-

Assistant Registrar (AS)

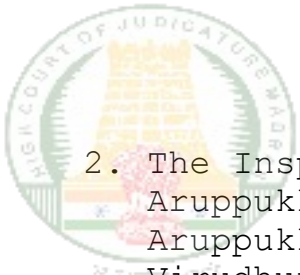
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Sub Assistant Registrar

Encl.: Xerox copy of Compromise Memo

To

1. The Judicial Magistrate, Aruppukkottai.



2. The Inspector of Police,
Aruppukkottai Town Police Station,
Aruppukkottai,
Virudhunagar District.

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

+ 1 CC TO Mr.R.AMARNATH, ADVOCATE IN SR No. 50344

LS

TE/KKR/SAR-3 : 02/03/2018 : 3P/5C

Cr1.O.P.(MD) No. 2191 of 2018
21.02.2018