



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **14.08.2018**

CORAM:

THE HONOURABLE MR.JUSTICE **N.ANAND VENKATESH**

Crl.O.P. [MD] .No.9898 of 2018

WEB COPY

1.Panchavarnam
2.Ramar
3.Lakshmanan
4.Kanakar Pandi

: Petitioners/Accused 1 to 4

Vs.

1. The Inspector of Police,
Kallikudi Police Station,
Madurai District.
[Crime No.148 of 2011]

: 1st Respondent/Complainant

2. Panchavarnam

: 2nd Respondent/Defacto
Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C. to call for the records pertaining to the impugned First Information Report in Crime No.148 of 2011 dated 22.08.2011, on the file of the first respondent police and quash the same as illegal.

For Petitioners	: Mr.A.P.N.Law Associates
For R-1	: Mr.K.Suyambulinga Bharathi Government Advocate [Criminal Side]
For R-2	: Mr.S.Gobi

ORDER

The Criminal Original Petition has been filed to quash the proceedings in Crime No.148 of 2011 dated 22.08.2011, on the file of the first respondent police for an alleged offences under Sections 294(b), 452, 323, 427, 435 506(ii) and 380(NP) of IPC.

2. The case is still in the stage of investigation. By passage of time, the parties have decided to bury their hatchet and compromise the dispute amicably among themselves.

3. A Joint Memo of Compromise has been filed before this Court which have been signed by the petitioners and the second respondent and also by their respective counsel. In order to identify the respective parties they have also produced the copies of the Aadhaar Card which are made part of the record. This Court also enquired both the parties and was satisfied that the parties have come to an amicable settlement between themselves.



4. Under such circumstances, no useful purpose will be served in keeping the First Information Report pending. Even though, the offences involved are not compoundable in nature. In the light of the guidelines given by the Hon'ble Supreme Court reported in **2017 9 SCC 641-(Parbathbhai Aahir @ Parbathbhai Vs. State of Gujrath)**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.148 of 2011.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.148 of 2011, dated 22.08.2011, on the file of the first respondent police is quashed and the terms of Joint Compromise Memo shall form part and parcel of this order. Each of the petitioners shall pay a sum of Rs.750/- as costs, to the credit of the "Environment Fund" (payable in Account No.6656485009, Member Secretary, Tamil Nadu State Legal Services Authority, Chennai), within a period of one week 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.

Sd/-

Assistant Registrar

/True Copy/

Sub Assistant Registrar(CS-I)

Encl: Xerox copy of Joint Compromise Memo

To

1. The Inspector of Police,
Kallikudi Police Station,
Madurai District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.
3. The Member Secretary,
Tamil Nadu State Legal Services Authority,
Madras High Court Campus,
Madras.

+1cc to Mr.N.Ananthapadmanaban, Advocate Sr.No.78782

SJI

VB/SKN/SAR1/14.09.2018/2P/5C

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14.08.2018