

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****DATED: 25.10.2018****CORAM:****THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH****CrI.O.P. [MD] .No.19141 of 2018****WEB COPY**

P.Gopal

... Petitioner / Sole Accused

Vs.

1. The State Represented by
The Inspector of Police,
Sholavandan Police Station,
Madurai District.
(Crime No.290 of 2016)

... 1st Respondent / Complainant

2. P.Bose

... 2nd Respondent / Defacto
Complainant (LW 1)

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C. to call for the records pertaining to S.C.No.478 of 2018, on the file of the learned Chief Judicial Magistrate, Madurai and quash the same.

For Petitioner	: Mr.C.Senthil Murugan
For R1	: Mr.K.Suyambulinga Bharathi Government Advocate [CrI. Side]
For R2	: Mr.R.Venkateshwaran

ORDER

This Criminal Original Petition has been filed to quash the case in S.C.No.478 of 2018, on the file of the learned Chief Judicial Magistrate, Madurai.

2.The case is still in the stage of trial. 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 petitioner 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 case 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 case in S.C.No.478 of 2018, on the file of the learned Chief Judicial Magistrate, Madurai.

5.This Criminal Original Petition stands allowed and as a sequel, the case in S.C.No.478 of 2018, on the file of the learned Chief Judicial Magistrate, Madurai, is quashed and the terms of Joint Memo of Compromise shall form part and parcel of this order. The petitioner shall pay a sum of Rs.500/- as costs, to the credit of the "District Siddha Medical Officer, CCRI, Periyakulam" (payable in Account No.10767823177, SBI, Periyakulam), 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(CO)

/True Copy/

Sub Assistant Registrar(CS-I)

ENCL: Xerox copy of Joint Compromise Memo

To

1. The Chief Judicial Magistrate, Madurai.
2. The Inspector of Police,
Sholavandan Police Station,
Madurai District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Copy to

The District Siddha Medical Officer,
CCRI, Periyakulam.

+1cc to Mr.C.Senthil Murugan, Advocate Sr.No.91961

MYR

VB/RSK/SAR1/01.11.2018/2P/6C

Cr1.O.P. [MD] .No.19141 of 2018
25.10.2018