



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 07.08.2018

CORAM:

THE HONOURABLE MR. JUSTICE N.ANAND VENKATESH

WEB COPY

Cr1.O.P.(MD).No.11809 of 2018

and

Cr1.M.P.(MD).No.5350 of 2018

- 1.Dheepanraj
- 2.Thilagha Raj
- 3.Malaiprasath
- 4.Malaisamy
- 5.Annamalai
- 6.Marimuthu
- 7.Maniparathi
- 8.Arumugam

...Petitioners / Accused Nos.1 to 8

Vs.

- 1.The State

Represented by the Sub Inspector of Police,
Thirupuvanam Police Station,
Sivagangai District.

(Crime No.366 of 2015) ...Respondent No.1 / Complainant

- 2.Muthusamy

...Respondent No.2 /De-facto complainant

PRAYER: Criminal Original Petition filed under Section 482 of the Criminal Procedure Code, to call for the records in C.C.No.271 of 2016 on the file of the Additional District Munsif cum Judicial Magistrate Court, Manamadurai and quash the charge sheet.

For Petitioners : Ms.A.Rajini

For R1 : Mr.K.Suyambulingabharathi
Government Advocate (Cr1.Side).

For R2 : Mr.A.Vadivelu

ORDER

This Criminal Original Petition has been filed to quash the proceedings in C.C.No.271 of 2016, on the file of the Additional District Munsif cum Judicial Magistrate Court, Manamadurai.

2. 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 has been signed by the petitioners and the second respondent and also by their respective counsel. The petitioners and the second respondent were also present in person before this



Court and they were identified by Mr.Paramasivan, SSI of Police. 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 proceedings in C.C.No.271 of 2016 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 Gujrat), this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the proceedings in C.C.No.271 of 2016, on the file of the Additional District Munsif cum Judicial Magistrate Court, Manamadurai.

5. This Criminal Original Petition stands allowed accordingly. Consequently, the connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(Records)

/True Copy/

Sub Assistant Registrar(CS-III)

To

1. The Additional District Munsif
cum Judicial Magistrate Court, Manamadurai.
2. The Sub Inspector of Police,
Thirupuvanam Police Station,
Sivagangai District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1CC to Mr.A.Rajini, Advocate, SR.No.78267

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TSG

ES/KAK/SAR 3/31.08.2018/2P/5C