



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.08.2018

CORAM:

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH
Cr1.O.P.[MD].No.12519 of 2018

WEB COPY

1.Muthukumar

2.P.R.Rajeshkumar

: Petitioners/Accused Nos.1 & 2

Vs.

1.The State Represented by

The Inspector of Police,

City Crime Branch, Trichy City.

(Crime No.05/2015)

: 1st Respondent/Complainant

2.Karuppaiah

: 2nd Respondent/Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C. to call for the entire records and quash the entire proceedings in C.C.No.77 of 2017, on the file of the learned Judicial Magistrate No.IV, Trichy against the petitioners.

For Petitioners

: Mr.N.Anandakumar

For R-1

: Mr.M.Chandrasekaran

Additional Public Prosecutor

For R-2

: Mr.T.Senthil Kumar

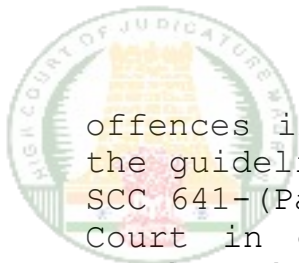
ORDER

The present Criminal Original Petition has been filed to quash the proceedings in C.C.No.77 of 2017, on the file of the learned Judicial Magistrate No.IV, Trichy, for an alleged offences under Sections 419, 420, 465, 471 of IPC r/w Section 34 and 114 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. The petitioners and the second respondent were also present in person before this Court and they were identified by Mr.Balasubramani, Special Sub-Inspector of Police, City Crime Branch, Trichy City. 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 C.C.No.77 of 2017.

WEB COPY

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in C.C.No.77 of 2017, on the file of the learned Judicial Magistrate No.IV, Trichy 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.1,500/- as costs, to the credit of the Chief Justice Relief Fund (payable in Accounts Section of the High Court Registry), 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(Crl. side)

/True Copy/

Sub Assistant Registrar(CS-IV)

Enclosure: Xerox Copy of Joint Compromise Memo

To

- 1.The Judicial Magistrate No.IV, Trichy.
- 2.The Inspector of Police,
City Crime Branch, Trichy City.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.
- 4.The Section Officer,
Bills and Accounts Section,
Madurai Bench of Madras High Court, Madurai.

+1cc to M/S.N.Anandakumar, Advocate SR.No. 77904
+1cc to M/S.T.Senthil Kumar, Advocate SR.No. 77843

Crl.O.P.[MD].No.12519 of 2018
09.08.2018

sjj

JM/SKN RSK/SAR 4/03.09.2018/2P/7C