

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****DATED: 31.10.2018****CORAM:****THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH**
Cr1.O.P.[MD].No.19653 of 2018

Ashok

...Petitioner / Sole Accused

Vs.

1. The Inspector of Police,
Melur Police Station,
Madurai District.
(Crime No.528 of 2018)

... 1st Respondent / Complainant

2. Duraipandi

... 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 case in Crime No.528 of 2018 on the file of the first respondent police and quash the same.

For Petitioner : Mr.S.Paul Murugesh

For R1 : Mr.K.Suyambulinga Bharathi
Government Advocate [Cr1. Side]

For R2 : Mr.B.Jameel Arasu

ORDER

This Criminal Original Petition has been filed to quash the case in Crime No.528 of 2018 on the file of the first respondent police.

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 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 Crime No.528 of 2018 on the file of the first respondent police.

5.This Criminal Original Petition stands allowed and as a sequel, the case in Crime No.528 of 2018 on the file of the first respondent police, 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 "Rojavanam, Home for aged and poor, Account No.6481560540, Indian Bank, Madurai Bench of Madras High Court, Madurai", 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(RECORDS)

/True Copy/

Sub Assistant Registrar(CS-III)

Encl:Xerox Copy of joint Compromise Memo

To

1. The Inspector of Police,
Melur Police Station,
Madurai District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Copy to:

The Officer-incharge,
Rojavanam, Home for aged and poor,
Ulaganeri, Madurai.

+1cc to Mr.B.Jameel Arasu,Advocate Sr.No.93737

MYR

KM-VB/PM/SAR3/11.12.2018/2P/5C

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