



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.08.2018

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Cr1.O.P.[MD].No.14822 of 2018

Sundar Raj : Petitioner/sole Accused

Vs.

1.The State Rep.by,
The Inspector of Police,
Koodankulam Police Station,
Tirunelveli District.
(Crime No.227 of 2018) : Respondent/complainant

2.Vijaya Raj : Respondent/
Defacto complainant

PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C. to call for the entire records pertaining to the case in Crime No.227 of 2018 on the file of the Inspector of Police, Koodankulam Police Station, Tirunelveli District and quash the same.

For Petitioner : Mr.A.Kesavan

For R-1 : Mr.K.Suyambulinga Bharathi
Government Advocate[Cr1. side]

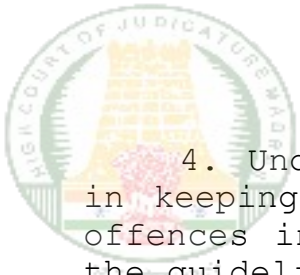
For R-2 : Mr.P.Rengaraju

ORDER

The Criminal Original Petition has been filed to quash the proceedings in Crime No.227 of 2018 on the file of the first respondent, for an alleged offences under Sections 341, 294(b), 352 and 506(ii) 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 petitioner and the second respondent and also by their respective counsel. The parties were also present before the Court and they were identified by Mr.Sivasubramanian, SSI of Police and they have also produced the copies of the Aadhaar Card which are a 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 proceedings in Crime No.227 of 2018.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.227 of 2018, on the file of the first respondent, is quashed and the terms of Joint Compromise Memo shall form part and parcel of this order. The petitioner 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 (WRIT)

/True Copy/

Sub Assistant Registrar

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To

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

+1CC to Mr.A.Kesavan, Advocate in SR No.79795

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