



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.09.2018

CORAM:

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH
Crl.O.P.[MD].No.15737 of 2018

WEB COPY

1.Rajasimhan
2.Siranjeevi
3.Jegatheesh

: Petitioners / Accused 1,2 & 3
Vs.

1.The State by
The Inspector of Police,
Thirukostiyoor Police Station,
Sivagangai District.
(Crime No.49/2018)

: 1st Respondent / Complainant

2.Savithiri

: 2nd Respondent /
De facto Complainant

PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C. to call for the records pertaining to the First Information Report in Crime No.49 of 2018 on the file of the first respondent police and quash the same.

For Petitioners : Mr.A.Arumugam
For R-1 : Mr.K.Suyambulinga Bharathi
Government Advocate (Crl. Side)

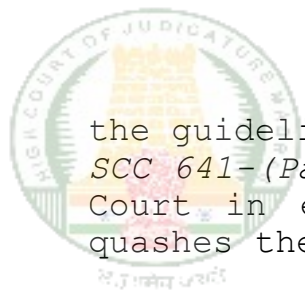
ORDER

The Criminal Original Petition has been filed to quash the proceedings in Crime No.49 of 2018, on the file of the respondent police, for an alleged offences under Sections 447, 294 (b), 323, 324 and 506 (ii) IPC

2. The case is still at 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. Parties were also present before this Court and they were identified by K.Ayyanar, Sub Inspector Of Police and they have also produced the copies of the Aadhaar Card, which is made part of the record. This Court also enquired the parties on both sides 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 Crime No.49 of 2018.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.49 of 2018, on the file of the respondent police, is quashed and the terms of Joint Memo of Compromise shall form part and parcel of this order. Each of the petitioners shall pay a sum of Rs.500/- (Rupees Five Hundred only) 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 (AS)

/True copy/

Sub Assistant Registrar (CS-III)

Encl:Xerox Copy of Joint Compromise Memo.
To

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

Copy to:
The Accounts Officer/Accounts Section,
Chief Justice Relief fund,
Madurai Bench of Madras High Court,
Madurai.

+1cc to Mr.A.Arumugam, Advocate, SR.No. 82054
+1cc to Mr.M.ANGALA ESWARI, Advocate, SR.No.82053

Cr1.O.P.[MD].No.15737 of 2018
04.09.2018

SM
KK/SV/SAR-3/28.09.2018/2P-6C