



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **18.09.2018**

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE **N.ANAND VENKATESH**
Crl.O.P. [MD].No.16648 of 2018

1.Karthick : Petitioner/Accused No.1
2.Pandi
3.Prabakaran Sethu : Petitioners/Accused Rank not known
Vs.

1.The State represented by
The Inspector of Police,
North Police Station,
Karaikudi,
Sivagangai District.
[Crime No.324 of 2018]. : 1st Respondent/complainant

2.T.Janakiraman : 2nd Respondent/Defacto complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records relating to Charge Sheet in Crime No.324 of 2018 on the file of the respondent Police and quash the same.

For Petitioners : Mr.A.George Stephen
For R-1 : Mr.K.Suyambulinga Bharathi
Government Advocate[Crl. side]
For R-2 : Mr.M.Murugesan

ORDER

The Criminal Original Petition has been filed to quash the First Information Report in Crime No.324 of 2018, on the file of the first respondent police, for an alleged offences under Sections 294(b), 323, 324, 448 and 506 (ii) 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 parties were also present before the Court and they were identified by Mr.Antony Sesuraj, Special Sub Inspector of Police and 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



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 Gujath)**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.324 of 2018.

5. This Criminal Original Petition stands allowed and as a sequel, the First Information Report in Crime No.324 of 2018, on the file of the first respondent police, 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.500/- [Rupees Five Hundred only] as costs, to the credit of "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 (CS-II)

// True Copy //

Sub Assistant Registrar (CS-I)

ENCL: JOINT COMPROMISE MEMO.

To

1.The Inspector of Police,
North Police Station,
Karaikudi,
Sivagangai District.

2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

COPY TO

The Officer Incharge,
member Secretary,
Tamil Nadu Legal Services Authority,
Chennai.

+1 CC To MR.A.GEORGE STEPHEN, Advocate SR. NO. 85739

Cr1.O.P.[MD].No.16648 of 2018
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