



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 28.09.2018

CORAM:

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH
Crl.O.P.[MD].No.16704 of 2018

WEB COPY

Manikandan : Petitioner/Accused 1

Vs.

1.State represented by
The Inspector of Police,
Manachanallur Police Station,
Trichy District
(In Crime No.405 of 2016. :1st Respondent/Complainant

2.Vishwanathan :2nd 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 C.C.No.134 of 2017 on the file of the Judicial Magistrate No.III, Trichy,Trichy District and quash the same as against the petitioner.

For Petitioner : Mr.M.Pitchaimuthu
For R-1 : Mr.K.Suyambulinga Bharathi
Government Advocate[Crl. side]

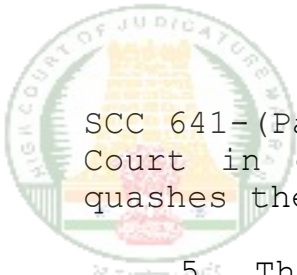
ORDER

The Criminal Original Petition has been filed to quash the proceedings in C.C.No.134 of 2017 on the file of the Judicial Magistrate No.III, Trichy,Trichy District.

2. The case is under trial. 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 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 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 C.C.No.134 of 2017.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in C.C.No.134 of 2017 on the file of the Judicial Magistrate No.III, Trichy, Trichy District, is quashed as against the petitioner and the terms of Joint Compromise Memo shall form part and parcel of this order. The petitioner shall pay a sum of Rs.500/- as costs, to the credit of the Chief Justice Relief Fund (payable in Accounts Section of the High Court Registry, Madurai Bench), 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(P&A)

/True Copy/

Sub Assistant Registrar(CS-IV)

Encl: Xerox Copy of Joint compromise Memo

To

1. The Judicial Magistrate No.III,
Trichy, Trichy District
2. The Inspector of Police,
Manachanallur Police Station,
Trichy District .
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Copy To:

1. The Section Officer,
Criminal Section,
Madurai Bench of Madras High Court,
Madurai. **(2 copies)**
2. The Section Officer,
Accounts Section,
Madurai Bench of Madras High Court,
Madurai.

+ 1 CC TO Mr.M.Pitchaimuthu , ADVOCATE IN SR No. 88367.

AAV

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