



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.10.2018

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE **N.ANAND VENKATESH**
Crl.O.P. [MD].No.17727 of 2018

A.M.Kanthasamy : Petitioner/Sole Accused
Vs.
1.The Inspector of Police,
K.Paramathi Police Station,
Karur District.
Crime No.14 of 2016 : 1st Respondent/Complainant
2.Thangavel : 2nd Respondent/Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C., to call for the records in pertaining to C.C.No.55 of 2016 on the file of the learned Judicial Magistrate No.II, Karur and quash the same by accepting the joint compromise memo, dated 17.09.2018.

For Petitioner : Mr.R.Mathiyalagan
For Respondents : Mr.K.Suyambulinga Bharathi for R1
Government Advocate [Criminal Side]
Mr.S.Gokulraj for R2

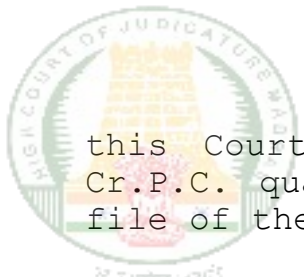
ORDER

The Criminal Original Petition has been filed to quash the proceedingst in C.C.No.55 of 2016 on the file of the Judicial Magistrate No.II, Karur, pursuant to the compromise arrived at by the parties.

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 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 Sessions 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 proceedingst in C.C.No.55 of 2016 on the file of the Judicial Magistrate No.II, Karur.

5.This Criminal Original Petition stands allowed and as a sequel, the proceedingst in C.C.No.55 of 2016 on the file of the Judicial Magistrate No.II, Karur, is quashed and the terms of Joint Memo of Compromise shall form part and parcel of this order. Except the second petitioner, all other petitioner shall pay a sum of Rs.500/- as costs, to the credit of the 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 (Writs)

// True Copy //

Sub Assistant Registrar(CS-IV)

ENCL: JOINT MEMO OF COMPROMIE.

To

1.The Judicial Magistrate No.II, Karur.

2.The Inspector of Police,

K.Paramathi Police Station, Karur District.

3.The Additional Public Prosecutor,

Madurai Bench of Madras High Court, Madurai.

COPY TO

The officer in charge, Rojavanam,

Home for aged and poor, Madurai.

Cr1.O.P.[MD].No.17727 of 2018
05.10.2018

TM

TR/SKN/SAR-IV(31.10.2018)2P 5C