



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.11.2019

CORAM:

THE HON'BLE MR.JUSTICE V.BHARATHIDASAN

W.P. No.24710 of 2012

and

M.P.No.3 of 2012

1. K. Nagooran
2. Duraikannu
3. Pitchai
4. Arani
5. Kalapan
6. Selvam
7. Murthy
8. Maghesh
9. Siva
10. Venkateshan
11. Ezhumalai
12. Sengeni
13. Muniyan
14. Kuppan
15. Sudhakar
16. Sakthivel
17. Ponnuvel
18. Karthick
19. Gengappan
20. Panneer
21. Madhan
22. Jegan
23. Sakthivel
24. Raghu
25. Murugan
26. Selvam
27. Ettiappan
28. Sankar
29. Ellappan
30. Mohan
31. Gopi
32. Neelagandan
33. Nagooran
34. Mannudevan
35. Muthu
36. Shanmugam
37. Kuppan
38. Ramesh
39. Sambath



40. Vasu

... Petitioners

Vs.

WEB COPY

1. The State rep. By
The Chief Secretary,
Government of Tamil Nadu,
Secretariat, Fort St. George,
Chennai.
2. The District Collector,
Kancheepuram District,
Kancheepuram.
3. The Director General of Police,
No.601, Dr. Radhakrishnan Salai,
Chennai 4.
4. The Superintendent of Police,
Kancheepuram District,
Kancheepuram.
5. The Deputy Superintendent of Police,
Madhuranthagam Range,
Kancheepuram District.
6. The Inspector of Police,
G-6, Cheyyur Police Station,
Cheyyur, Kancheepuram District.
7. Sivanesan
8. Kandan
9. Sivakumar
10. Rajendran
11. Ponnurangam

.. Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus directing the respondents 1 and 2 to grant just and adequate compensation to the petitioners and their community members.

For Petitioner	: Mr. R.Sunil Kumar
For Respondents	: Mr. Zakir Hussain, Gov. Advocate, for R1 to R6.



WEB COPY

: Mr. Muthumani Duraisamy,
for R7 to R11

: Mr. S. Udayakumar,
Advocate Commissioner

O R D E R

This writ petition has been filed seeking for a direction to pay compensation for the damages caused to the fishing net and also other articles.

2. Earlier notice was ordered to the respondents.

3. Today when the matter is taken up for hearing, the learned counsel for the petitioners as well as the respondents 7 to 11 submitted that this is a dispute between two fishermen communities residing in Thazhuthali Kuppam, Cheyyur Taluk, pending writ petition, the parties have arrived at an amicable settlement and filed a compromise memo to that effect. The memo of compromise is duly signed by the petitioners and respondents 7 to 11 and their respective counsel. Apart from that 38 persons, who are relatives of the respondents 7 to 11, have also signed as witnesses to this memo.

4. It is submitted by the learned counsel for the petitioners that the petitioners 4(Arani) and 27(Ettiappan) died pending writ petition.

5. The said statement of the learned counsel is recorded.

6. The learned counsel appearing for the parties further submitted that the writ petition may be disposed of as per the terms of the compromise memo and the terms 1 to 4 of the compromise memo reads as follows :-

" i. The petitioners and the contesting respondents agree that they shall take immediate steps to file necessary petitions before this Hon'ble Court seeking to quash all the four FIR's. On filing of such applications by the accused persons, the defacto complainants in the respective cases shall appear before this Hon'ble Court and also file necessary affidavits expressing no objection for quashing the FIR.

ii. The petitioners and the contesting respondents unanimously agree that hereafter K. Elumalai S/o. Kinnappan, a member of the contesting respondents' community will not carryout fishing alone in the Kazhu Vizhi river in the village and take the benefits for himself. Hereafter the petitioners and



09.12.2019. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS VI)

WEB COPY //True Copy//

Sub Assistant Registrar

mrp
To

1. The Chief Secretary,
Government of Tamil Nadu,
Secretariat, Fort St. George,
Chennai.
2. The District Collector,
Kancheepuram District,
Kancheepuram.
3. The Director General of Police,
No.601, Dr. Radhakrishnan Salai,
Chennai 4.
4. The Superintendent of Police,
Kancheepuram District,
Kancheepuram.
5. The Deputy Superintendent of Police,
Madhuranthagam Range,
Kancheepuram District.
6. The Inspector of Police,
G-6, Cheyyur Police Station,
Cheyyur, Kancheepuram District.

+1cc to Mr.R.Sunil Kumar , Advocate SR.No. 99890

+1 cc to Government Pleader Sr.No. 100425

+1cc to Mr.Muthumani Duraisamy , Advocate SR.No. 99684

+1cc to Mr. S. Udayakumar, Advocate SR.No. 99615

W.P. No.24710 of 2012

A.SK(04/12/2019)