

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.03.2019

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P.No.8292 of 2019
and
Crl.M.P.No.4435 of 2019

C.Hemachand

... Petitioner

Vs

1. State rep by

The Sub Inspector of Police,
All Women Police Station,
Vandavasi, Thiruvannamalai District.
(Crime No.11 of 2012)

2. K.Swetha @ Subhashini

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, to call for the records relating to Crime No.11 of 2012 on the file of All Women Police Station, Vandavasi, Thiruvannamalai District and quash the same.

For Petitioner : Mr.R.Sasikumar
For R-1 : Mr.C.Raghavan
Government Advocate (Crl.Side)
For R-2 : Mr.V.Manimaran

O R D E R

This Criminal Original Petition has been filed to quash the F.I.R in Crime No. 11 of 2012 on the file of the All Women Police Station, Vandavasi, Thiruvannamalai District, 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. All the parties are present and identified by their respective counsel and the Police. In order to identify the respective parties, they have also produced the copies of the Aadhaar Card 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 Gujrat), this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No. 11 of 2012.

5. This Criminal Original Petition stands allowed and Connected Miscellaneous petition is closed and as a sequel, the proceedings in Crime No.11 of 2012, on the file of the All Women Police Station, Vandavasi, Thiruvannamalai District, is quashed and the terms of Joint Memo of Compromise shall form part and parcel of this Order. The petitioner shall pay a sum of Rs.5,000/-, as costs, to the Bodhimaram Old Age Home at Valapandhal Road, Paiyur, Tiruvannamalai-632317, Opposite to St.Mary, Ph.No.9152664337, 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.

ENCL: Xerox copy of Joint Memo of Compromise

Sd/-

Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

mpa/vsn

To

1. The Sub Inspector of Police,
All Women Police Station,
Vandavasi, Thiruvannamalai District.
 2. The Public Prosecutor,
High Court of Madras.
- +2 cc's to Mr.V.R.Appaswamee, Advocate, Sr.No. 30059

CRL.O.P.No.8292 of 2019

LN(CO)
CSL/30.04.2019