

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.04.2019

CORAM:

THE HONOURABLE MR.JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P.No.9626 of 2019
and Crl.M.P.No.5055 of 2019

C.K.Prathap

...Petitioner/Accused

Vs.

1. State rep by,
The Inspector of Police,
P-4, Basin Bridge Police Station,
Chennai 600 012.
(Crime No.29 of 2019)

2. Manimegalai ...Respondents/Investigation
Officer/Defacto Complainant

PRAYER :

Criminal Original Petition is filed under Section 482 of Cr.P.C., to call for the records relating to the Impugned First Information Report in Crime No.29 of 2019 on the file of the Inspector of Police, P4, Basin Bridge Police Station, Chennai 600 012 and quash the same.

For Petitioner : Mr.K.Premkumar

For Respondent 1 : Mr.M.Mohamed Riyaz
Additional Public Prosecutor

O R D E R

This Criminal Original Petition has been filed to call for the records relating to the Impugned First Information Report in Crime No.29 of 2019 on the file of the Inspector of Police, P4, Basin Bridge Police Station, Chennai 600 012 and quash the same.

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.29 of 2019.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.29 of 2019, on the file of the Inspector of Police, P4, Basin Bridge Police Station, Chennai 600 012 is quashed and the terms of Joint Affidavit shall form part and parcel of this Order. Each of the petitioners shall pay a sum of Rs.5000/-, as costs, to the Manasu (Mana Nala Sugalayam) No.695/2, Vaithiar Street, Thirusulam, Chennai 43, Phone No.22640809/7299110658 (Old age home / orphanage), 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. Consequently, the connected Criminal Miscellaneous Petition is closed.

* Xerox copy of Joint Affidavit Affidavit enclosed.

Sd/-

सत्यमेव जयते
Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

rna

To

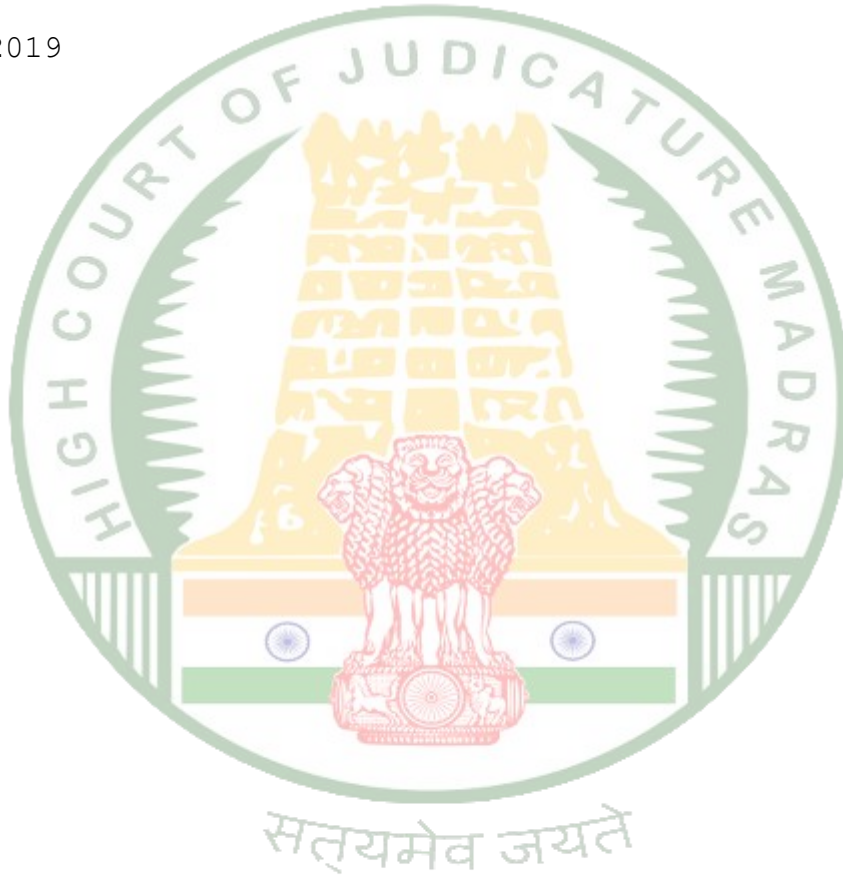
1. The Inspector of Police,
P-4, Basin Bridge Police Station,
Chennai 600 012.

2. The Public Prosecutor,
High Court, Madras.
3. The Mana Nala Sugalayam,
No.695/2, Vaithiar Street,
Thirusulam, Chennai 43,

+3cc to Mr.K.Premkumar, Advocate, S.R.No.35087

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NMI (CO)
CS/27/04/2019



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