

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.09.2019

CORAM

THE HONOURABLE MR. JUSTICE M.S. RAMESH

Cr1.O.P.No.24058 of 2019

and

Cr1.M.P.No.12770 of 2019

1. Saravanan Ramu Shanmugam
2. Ramathilagam
3. R.Shanmugam ...Petitioners

Vs

1. The State of Tamilnadu,
Represented by Inspector of Police,
W20, All Women Police Station,
Saidapet, Chennai.
2. R.Rekha Ravichandran ...Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to call for the records pertaining to the charge sheet in C.C.No.3643 of 2015 on the file of the IX Metropolitan Magistrate Court, Saidapet, Chennai and quash the same in respect of the petitioners/accused are concerned.

For Petitioners : S.Chakkaravarthi

For Respondents : Mr.C.Iyyapparaj
Additional Public Prosecutor
for R1

Mr.L.Infant Dinesh
for R2

O R D E R

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This Criminal Original Petition is filed to call for the records pertaining to the charge sheet in C.C.No.3643 of 2015 on the file of the IX Metropolitan Magistrate Court, Saidapet, Chennai and quash the same.

2. It is stated by the learned counsel for the petitioners that pending the criminal complaints against the 1st petitioner herein, the parties have amicably resolved the disputes among themselves and have also filed a petition seeking for a divorce on mutual consent before the learned II Additional Family Court, Chennai in HMOP.No.4272 of 2014.

3. As per the terms and conditions in the mutual consent divorce petition, the 1st petitioner submits that they do not want to pursue with the criminal case in C.C.No.3643 of 1015, which is now pending before the learned IX Metropolitan Magistrate, Saidapet, Chennai. The 2nd respondent has also filed a consent affidavit before this Court dated 09.09.2019 to this effect.

4. Recording the statements made in the consent affidavit filed by the 2nd respondent herein dated 09.09.2019, the proceedings in C.C.No.3643 of 2015, pending on the file of the learned IX Metropolitan Magistrate, Saidapet, Chennai, is quashed.

5. The Criminal Original Petition stands disposed of accordingly. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

hvk

To

1. Inspector of Police,
W20, All Women Police Station,
Saidapet, Chennai.

2. The Additional Public Prosecutor,
High Court of Madras.

3. The IX Metropolitan Magistrate Court, Saidapet, Chennai

+1cc to Mr.Chakravarthi, Advocate SR.No. 77949

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A.SK(14/10/2019)