

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:15.04.2019

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P.No.25098 of 2017 and

Crl.M.P.Nos.14455 & 14456 of 2017 and

Crl.M.P.9563 of 2018

1.Jambulingam
2.Santhanalakshmi
3.Deepika

...Petitioners

Vs.

1.State By:
Inspector of Police
W-18, All Women Police Station
M.K.B.Nagar, Chennai
Crime No.01 of 2017

2.J.Dhivya

...Respondents

PRAYER:Criminal Original Petition is filed under Section 482 of Cr.P.C., to call for the records related to the case in C.C.No.178 of 2017 pending on the file of the learned Additional Mahila Court, Allikulam, Chennai and quash the same as against the petitioners / Accused.

For Petitioner : Mr.M.Senthilkumar

For Respondents: Mr.V.Vijayakumar

Addl. Public Prosecutor for R1

ORDER

This Criminal Original Petition has been filed to call for the records to call for the records related to the case in C.C.No.178 of 2017 pending on the file of the learned Additional Mahila Court, Allikulam, Chennai and quash the same as against the petitioners / Accused.

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.An affidavit has been filed by the 2nd respondent / defacto complainant and the petitioners jointly before this Court. 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 sides 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 C.C.No.178 of 2017 pending on the file of the Additional Mahila Court, Allikulam, Chennai.

5. Accordingly, This Criminal Original Petition stands allowed and as a sequel, the proceedings in C.C.No.178 of 2017 pending on the file of the Additional Mahila Court, Allikulam, Chennai is quashed and the terms of joint affidavit filed by the 2nd respondent and the petitioners shall form part and parcel of this Order. The petitioner shall jointly pay a sum of Rs.5,000/-, as costs, to the Sevalaya, No.54, P.S.Sivaswamy Road, (North), Mylapore, Chennai-600 004, Tamil Nadu, India, Ph.+91-44-24982204 / 9884503039 / 9444620289, 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, connected miscellaneous petition is closed.

*Enclosed Xerox Copy of the Common Affidavit.

Sd/-
Assistant Registrar

//True Copy//

सत्यमेव जयते
Sub Assistant Registrar

To

1. The Additional Mahila Court
Allikulam
Chennai.

2. The Inspector of Police
W-18, All Women Police Station
MKB Nagar, Chennai
Crime No.01 of 2017

3.The Public Prosecutor,
High Court of Madras.

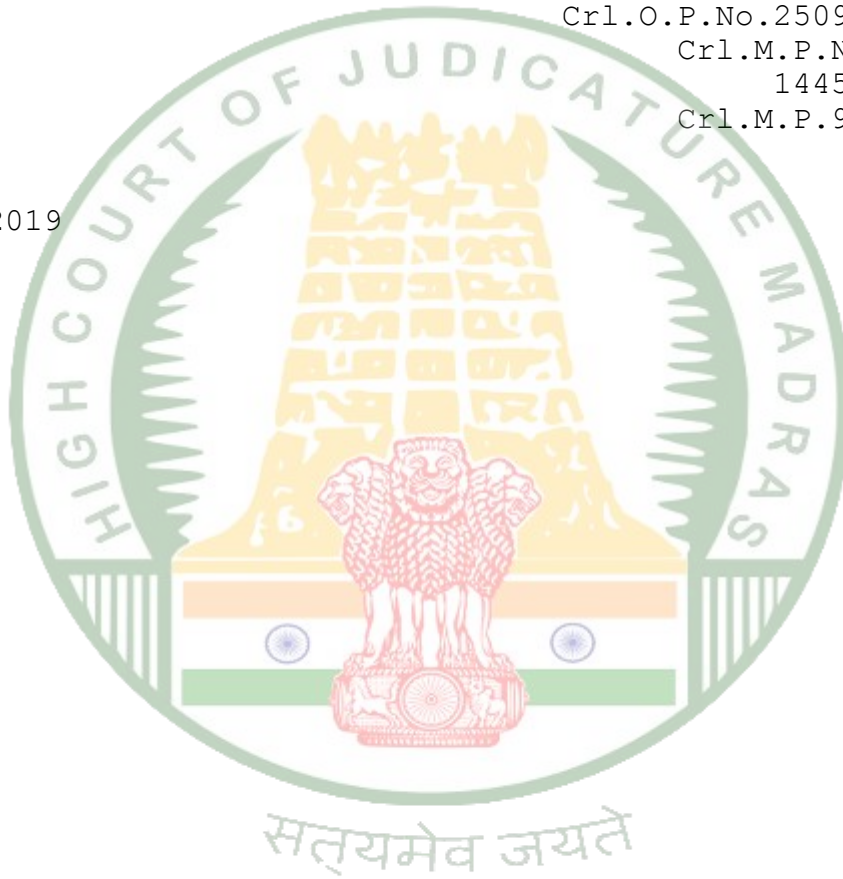
Copy to:

The Sevalaya,
No.54, P.S.Sivaswamy Road, (North),
Mylapore, Chennai-600 004

+lcc to Mr.M.Senthil Kumar, Advocate sr.37319

CrI.O.P.No.25098 of 2017 &
CrI.M.P.Nos.14455 &
14456 of 2017 &
CrI.M.P.9563 of 2018

rk(co)
nr 30/05/2019



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