

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.11.2019

CORAM

THE HONOURABLE MR. JUSTICE M.S. RAMESH

Cr1.O.P.No.29073 of 2019

1.Bala @ Balayogi

2.Venkatesan

3.Dinesh Kumar

4.Mohan Kumar

5.Gangadharan

6.Prabhakaran

7.Dayalan @ Deenadayalan

8.Suman

9.Palani

10.Panneerselvam

11.Saravanan

12.Manikandan

13.Senthil

14.Selvamani

15.Gopalakrishnan

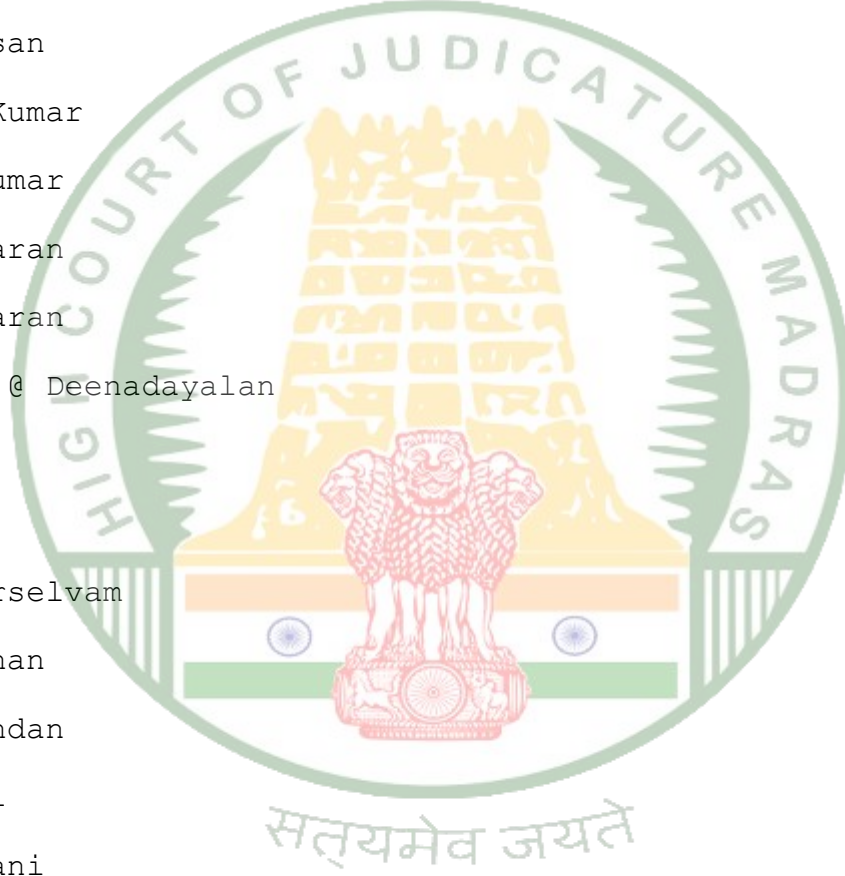
16.Sathasivam

17.Murali

18.Munusamy @ Kutti

19.Thamothiran

20.Jawahar



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21.Baskaran

22.Ashok Kumar

23.Mothilal

24.Madhan Kumar

25.Veerabathiran @ Smart Veera

26.Subramani

27.Ealumalai

28.Magesh @ Manivannan

29.Muthu @ Palani MuthuPetitioners

Vs.

1.State rep.by
The Inspector of Police,
B-5, Manavala Nagar Police Station,
Thiruvallur District.
(Crime No.88 of 2016)

2.J.Vignesh ...Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to call for the records relating to the case in S.C.No.178 of ***2017** on the file of Hon'ble Principal Distirct & Sessions Judge, Thiruvallur in B-5 Manavala Nagar Police Station, Crime No.88 of 2016 on the file of the 1st respondent police herein and quash the same.

For Petitioners: Mr.R.Sasikumar

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

Mr.P.Prince Premkumar [for R2]

O R D E R

This Criminal Original Petition is filed to call for the records relating to the case in S.C.No.178 of ***2017** on the file of learned Principal Distirct & Sessions Judge, Thiruvallur in B-5 Manavala Nagar Police Station Crime No.88 of 2016 on the file of the 1st respondent police herein and quash the same.

2. It is stated by the learned counsel for the petitioners that pending the criminal complaint against the petitioners herein, the parties have amicably resolved the disputes among themselves and have also filed a Joint Compromise Memo to that effect.

3. In normal circumstances, this Court may not be inclined to quash the proceedings on the basis of compromise, if it involves to the offence under Section 307 IPC.

4. Nevertheless, the quashing of such proceedings would depend on the facts and circumstances on each and every case. In the instant case, the petitioners and the complainant belong to two different political parties and dispute arose with regard to issuance of tokens for Government free schemes.

5. Pursuant to the wordy quarrel on those dispute, the offense are said to have been committed. After the charge sheet filed in the year 2016, the parties have compromised the issue among themselves.

6. In view of the facts of this particular case, arising out of minor issue in a political rivalry, this Court is inclined to accept the compromise arrived at by the parties.

7. Recording the statements made in the joint memo of compromise, the proceedings in S.C.No.178 of ***2017**, pending on the file of the learned Principal District & Sessions Judge, Thiruvallur, is quashed.

The Criminal Original Petition stands disposed of accordingly.

-s/d-
Assistant Registrar
Dated : 20/11/2019

***Amended as per order of this Court dated 06.02.2020
in CrI.O.P.No.29073 of 2019**

Sd/-
Assistant Registrar (CO)
Dated : 17/02/2020

True copy

Sub-Assistant Registrar

To

1.The Principal Distirct & Sessions Judge,
Thiruvallur.

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

3.The Inspector of Police
B-5 Manavala Nagar Police Station
Tiruvallur District

+4 ccs to Mr.R.Sasikumar Advocate sr91576

**To be substituted
to the order already
despatched on
21.11.2019**

सत्यमेव जयते CrI.O.P.No.29073 of 2019

aa20/11/2019
GMY (18/02/2020)

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