



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **07.03.2019**

CORAM:

THE HONOURABLE **MR. JUSTICE N. SESHASAYEE**

Crl.O.P.[MD]No.3114 of 2019

WEB COPY

- 1.Balan @ Balasubramanian
- 2.Kaniyarasi
- 3.Parasakthi
- 4.Veerammal
- 5.Ramasamy
- 6.Chandra
- 7.Navarasu
- 8.Lakshmi

: Petitioners / Accused No.1 to 8

/Vs./

State through by

- 1.The Inspector of Police,
Edayakottai Police Station
Dindigul District.
[Cr.No.99 of 2018]

: 1st Respondent / Complainant

- 2.Thangaraj

: 2nd Respondent / *De facto*

Complainant

PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C. to call for the records pertaining to Crime No.99 of 2018 on the file of the 1st respondent and quash the same.

For Petitioners : Mr.T.Lenin Kumar

For R-1 : Mr.V.Neelakanden

Additional Public Prosecutor

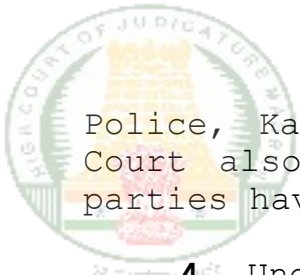
For R-2 : Mr.D.Venkatesh

ORDER

The Criminal Original Petition has been filed to quash the FIR in Crime No.99 of 2018 on the file of the 1st respondent, for alleged offences under Sections 147, 323, 294 (b) and 506(i) IPC. The offences are private in nature.

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 petitioners and the second respondent and also by their respective counsel. The petitioners and the second respondent were also present in person before this Court and they were identified by Mr.S.Karuppusamy, Special Sub-Inspector of



Police, Kannimandhayam Police Station, Contact:83000 37027. 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 FIR 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 **the State of Madhya Pradesh Vs. Laxmi Narayan & Others** [CDJ 2019 SC 264] and **Parbathbhai Aahir @ Parbathbhai Vs. State of Gujrath** [(2017) 9 SCC 641], this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the FIR in Crime No.99 of 2018 on the file of the 1st respondent.

5. This Criminal Original Petition stands allowed and as a sequel, the FIR in Crime No.99 of 2018 on the file of the 1st respondent, is quashed and the terms of Joint Memo of Compromise shall form part and parcel of this order. Each of the petitioners shall pay a sum of Rs.500/- as costs, to the credit of the "District Siddha Medical Officer, CCRI, Periyakulam", (payable in Account No.10767823177, SBI, Periyakulam), 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.

Sd/-

Assistant Registrar

/ True Copy /

Sub Assistant Registrar(CS-)

Sm
To

- 1.The Inspector of Police,
Edayakottai Police Station
Dindigul District.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

Copy To: The Officer in charge,
District Siddha Medical Officer, CCRI, Periyakulam

+2 CC to M/s.D.VENKATESH, Advocate (SR-53126[F] dated 11/03/2019)

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