



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 01.03.2019

CORAM:

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

**Cr1.O.P.[MD]No.3176 of 2019**

WEB COPY

1.K.Perumalsamy  
2.Kalaiselvam  
3.Antonyraj : Petitioners/Accused No.1 to 3  
Vs.

1.State rep. through its  
Inspector of Police,  
SIPCOT Police Station,  
Thoothukudi District.  
Crime No.506 of 2018. ..1<sup>st</sup> Respondent/Complainant

2.Salamon Raja ....2<sup>nd</sup> Respondent/Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C., to call for the records relating to the proceedings in Crime No.506 of 2018 on the file of the first respondent police and quash the same.

For Petitioners : Mr.T.Antony Arul Raj  
For R-1 : Mr.V.Neelakandan  
Additional Public Prosecutor  
For R2 :Mr.M.Suresh kumar

### ORDER

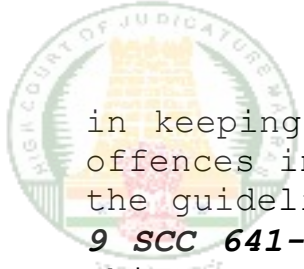
The Criminal Original Petition has been filed to quash the proceedings in Crime No.506 of 2018, on the file of the first respondent police, for an alleged offences under Sections 287 and 304 IPC.

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 S.Narayanan, Special Sub Inspector of Police, SIPCOT Police Station, Thoothukudi District. This Court also enquired both the parties and was satisfied that the parties have come to an amicable settlement between themselves.

<https://hcservices.ecourts.gov.in/hcservices/>

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 Gujraath)**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.506 of 2018.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.506 of 2018, on the file of the first respondent police, is quashed and the terms of Joint Memo of Compromise shall form part and parcel of this order. The petitioners shall pay a sum of Rs.1,000/-, each as costs, to the credit of the Chief Justice Relief Fund (payable in Accounts Section of the High Court Registry, Madurai Bench), 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 (T&P)

// True Copy //

Sub Assistant Registrar(CS)

Encl:Xerox copy of joint compromise memo

To

1.The Inspector of Police,  
SIPCOT Police Station,  
Thoothukudi District.

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

copy to

The Section Officer,  
Accounts Section,  
Madurai Bench of Madras High Court,  
Madurai.

+1 CC to M/s.T.ANTONY ARUL RAJ, Advocate ( SR-50924[F] dated 01/03/2019 )  
ta

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**01.03.2019**