



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08.03.2019

CORAM:

THE HONOURABLE MR. JUSTICE N. SESHASAYEE

Crl.O.P. [MD] No.3602 of 2019

WEB COPY

1. Kannan @ Senthamari Kannan
2. Rajaprabhu
3. Balamurugan
4. Santhoshkumar

: Petitioners

Vs.

1. The Inspector of Police,
Madhagupatti Police Station,
Sivagangai District.
In Crime No.17 of 2019

2. Chellapandi

: Respondents

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C., to call for the records in Crime No.17 of 2019 dated 10.02.2019 on the file of the first respondent police and quash the same.

For Petitioners : Mr.S.Sivaprakash

For R-1 : Mr.V.Neelakandan

Additional Public Prosecutor

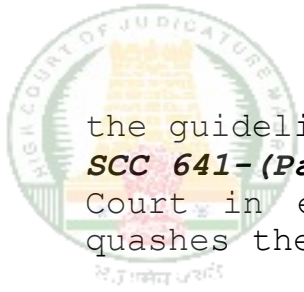
ORDER

The Criminal Original Petition has been filed to quash the proceedings in Crime No.17 of 2019, on the file of the first respondent police, for an alleged offences under Sections 394(b), 323, 324 and 506(2) 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 M.Panneerselvam, Sub-Inspector of Police, Madhagupatti Police Station, Sivagangai. 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 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 Gujrath)**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.17 of 2019.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.17 of 2019, 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.500/-, 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(Records)

/True Copy/

Sub Assistant Registrar

Enclosure:Xerox Copy of Joint Compromise Memo

To

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

Copy To:

- 1.The Section Officer,
Account Section,
Madurai Bench of Madras High Court,
Madurai.
- 2.The Registrar Judicial
Madurai Bench of Madras High Court,
Madurai.

+1cc to Mr.S.Sivaprakash, Advocate, SR.No.52809

Cr1.O.P.[MD]No.3602 of 2019
08.03.2018

SP/01.04.2019/ 2P/6C