



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 28.03.2019

CORAM:

THE HONOURABLE MR. JUSTICE N. SESHASAYEE

Cr1.O.P. [MD]No.4464 of 2019

Karnan @ Periyannan : Petitioner / Accused No.2

Vs.

1.The Deputy Superintendent of Police,
Thiruchuli Divison,
Virudhunagar District.

2.The Inspector of Police,
Thiruchuli Police Station,
Virudhunagar District.
(Crime No.192 of 2018)

:Respondents 1&2/ Complainants

3.Periyal

4.Ramachandran

:Respondents 3&4 / Defacto
Complainants

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C., to call for the entire records pertaining to the Crime No.192 of 2018 on the file of the second respondent police and quash the same.

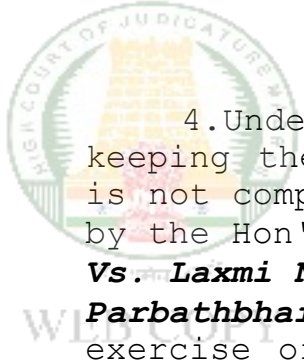
For Petitioner	: Mr.A.Balaji
For R-1 and R-2	: Mr.V.Neelakandan, Additional Public Prosecutor.
For R-3 and R-4	: Mr.I.Velpradeep

ORDER

The Criminal Original Petition has been filed to quash the FIR in Crime No.192 of 2018 on the file of the second respondent police, for the alleged offences under Sections 147, 148, 294(b), 323, 324, 506(2) IPC and Sections 3(1)(r) and 3(1)(s) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Amendment Act, 2015. The offence is chiefly 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 petitioner and the second respondent and also by their respective counsel. The petitioner and the second respondent were also present in person before this Court and they were identified by R.Ravi, Sub-Inspector of Police, Thiruchuli Police Station, Virudhunagar District, Contact No.94981 82760. 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 proceedings pending, even though, the offence involved is 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.192 of 2018 on the file of the second respondent police.

5. This Criminal Original Petition stands allowed and as a sequel, the FIR in Crime No. 192 of 2018 on the file of the second 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/-, 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)

Encl: Xerox Copy of Joint Compromise Memo.

To

1. The Deputy Superintendent of Police,
Thiruchuli Divison,
Virudhunagar District.
2. The Inspector of Police,
Thiruchuli Police Station,
Virudhunagar District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Copy to:

The District Siddha Medical Officer,
CCRI, Periyakulam.

+1cc to Mr.A.Balaji, Advocate, SR.No.57423

+1cc to Mr.I.Velpradeep, Advocate, SR.No. 57422

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