



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.04.2019

CORAM:

THE HONOURABLE MR.JUSTICE N.SESHASAYEE
Cr1.O.P. [MD]No.4892 of 2019

WEB COPY

1.Rajagopal
2.Nageswari
3.Rajapandi
4.Rathanavel Pandi

: Petitioners

Vs.

1.The State through
The Inspector of Police,
Madurai City Police Station,
Madurai District.
Crime No.25 of 2017

2.Suriyaprabha

: Respondents

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C., to call for the records relating to the C.C.No.80 of 2018 on the file of the Additional Mahila Court (JM Level), Madurai and quash the same.

For Petitioner	: Mr.B.Muneeswaran
For R-1	: Mr.V.Neelakandan, Additional Public Prosecutor.
For R-2	: Mr.S.J.Chakkaravarthy

ORDER

The Criminal Original Petition has been filed to quash the proceedings in C.C.No.80 of 2018 on the file of the learned Additional Mahila Court (JM Level), Madurai, for the alleged offences under Section 506(i) IPC and Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, 2002. 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 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.P.Subha, Sub-Inspector of Police, All Woman Police Station, Madurai District, Contact No.94982 10115. 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 proceedings in C.C.No.80 of 2018 on the file of the learned Additional Mahila Court (JM Level), Madurai.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in C.C.No.80 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 "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

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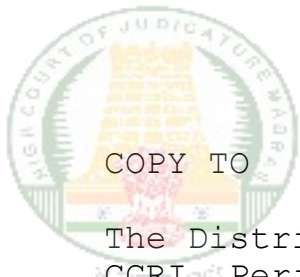
Sub Assistant Registrar(CS)

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ENCL.: XEROX COPY OF JOINT COMPROMISE MEMO.

To

- 1.The Additional Mahila Court (JM Level),
Madurai.
2. The Inspector of Police,
Madurai City Police Station,
Madurai District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.
4. The Section Officer,Criminal Section,
Madurai Bench of Madras High Court,
Madurai. (2 copies)



The District Sidha Medical Officer,
CCRI, Periyakulam Theni.

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+1CC TO MR.S.J.CHAKKKARAVARTHY, Advocate Sr. No. 59278

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TR (30.04.2019) 3P 8C