



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.04.2019

CORAM:

THE HONOURABLE MR. JUSTICE N. SESHASAYEE

Cr1.O.P. [MD] No. 6216 of 2019

WEB COPY

1. Pon Ramar
2. R. Karthik
3. Muthu Vicky @ Muthu Vignesh
4. Gemini @ Saravanan
5. M. Rajendran : Petitioners / Accused 1 to 5
Vs.

1. State Represented by
The Inspector of Police,
Thallakulam Police Station,
Madurai City.
In Crime No. 1687 of 2018 : 1st Respondent / Complainant

2. Senthilkumar : 2nd Respondent / Defacto
Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C., to call for the records relating to the case in Crime No. 1687 of 2018 on the file of the Inspector of Police, Thallakulam Police Station, Madurai City and quash the same as illegal.

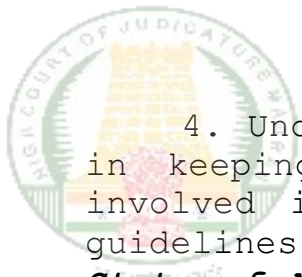
For Petitioners : Mr. B. Sudha Sathyananth
For R-1 : Mr. V. Neelakandan,
Additional Public Prosecutor.
For R-2 : Mr. G. Ganesh Pandi

ORDER

The Criminal Original Petition has been filed to quash the FIR in Crime No. 1687 of 2018 on the file of the first respondent police for the alleged offences under Sections 147, 323, 397 and 506(ii) IPC. The FIR however discloses that only simple injuries have been caused.

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 third respondent and also by their respective counsel. The petitioners and the third respondent were also present in person before this Court and they were identified by the police attached to the respondent Police Station. 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.1687 of 2018 on the file of the first respondent police.

5. This Criminal Original Petition stands allowed and as a sequel, the FIR in Crime No.1687 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/-, 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)

Ta

Enclose: Xerox Copy of the Joint Compromise Memo

To

1. The Inspector of Police,
Thallakulam Police Station, Madurai City.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

Copy to:

The Officer in Charge,
The District Siddha Medical Officer, CCRI, Periyakulam.

+ 1 CC TO Mr.B.Sudha Sathayananth, ADVOCATE IN SR No.64085

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