



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.09.2019

CORAM

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THE HONOURABLE MR.JUSTICE **G.K. ILANTHIRAIYAN**

CRL.O.P. (MD) .No.1735 of 2019

and

CRL.M.P (MD) Nos.931 and 932 of 2019

1.Harshitha

2.Srikumar

... Petitioners/A2 and A3

Vs.

1. The Inspector of Police,
Central Crime Branch,
Madurai City.

2. Bava B J Saroja

... Respondents

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records pertaining to C.C.No.66 of 2018, on the file of the learned Judicial Magistrate No.I, Madurai and quash the same as far as these petitioners are concerned.

For Petitioner : Mr.C.Muthusaravanan

For R1 : Mr.K.Suyambulinga Bharathi,
Government Advocate (Criminal Side)

For R2 : Mr.Muthuvijayapandian

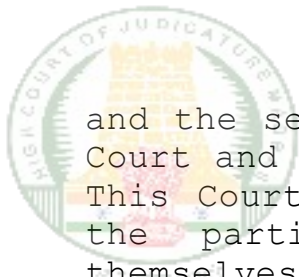
ORDER

The Criminal Original Petition has been filed to quash the proceedings in C.C.No.66 of 2018, on the file of the learned Judicial Magistrate No.I, Madurai.

2.The case is under trial. 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

<https://hcs.evs.com/legov/hcs/ocdes/>



and the second respondent were also present in person before this Court and they were identified by Mr.Periyaadikkan, SSI of Police. This Court also enquired both the parties and was satisfied that the parties have come to an amicable settlement between themselves.

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4.Under such circumstances, no useful purpose will be served in keeping the proceeding pending before the trial Court. 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 proceeding in C.C.No.66 of 2018, on the file of the learned Judicial Magistrate No.I, Madurai.

5.This Criminal Original Petition stands allowed and as a sequel, the proceedings in C.C.No.66 of 2018, on the file of the learned Judicial Magistrate No.I, Madurai, is quashed and the terms of compromise memo, which shall form part and parcel of this order. The each of the petitioners shall pay a sum of Rs.5000/- (Rupees Five Thousand only) as costs, to the credit of the Chief Justice Relief Fund (payable in Accounts Section of the High Court Registry), 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. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar (CO)

// True Copy //

Sub Assistant Registrar(CS)

To

Encl: Xerox copy of Joint Compromise Memo

1. The Judicial Magistrate No.I, Madurai.

2. The Inspector of Police,
Central Crime Branch,
Madurai City.

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

Madurai.

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



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

+1 CC to M/s.C.MUTHUSARAVANAN, Advocate (SR-87521[F] dated
18/09/2019)

+1 CC to M/s.P.MUTHU VIJAYA PANDIAN, Advocate (SR-88119[F] dated
20/09/2019)

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AE/ (16.10.2019) 3P 7C