



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.12.2019

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

Cr1.O.P. (MD) No.12091 of 2015

and

M.P. (MD) No.1 of 2015

A.Nagarajan

... Petitioner

-vs-

Mahendran

... Respondent

PRAYER: Petition filed under Section 482 of the Criminal Procedure Code to call for the records relating to the proceedings in S.T.C.No.612 of 2014 pending on the file of the Fast Track Court (Judicial Magistrate Level) No.1, Madurai and quash the same.

For Petitioner: Mr.D.Malaichamy

For Respondent: Mr.A.Haja Mohideen

O R D E R

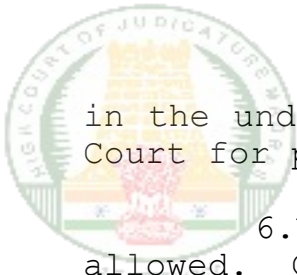
The petitioner is figuring as an accused in S.T.C.No.612 of 2014 on the file of the Fast Track Court (Judicial Magistrate Level) No.1, Madurai. It is a private complaint filed by the respondent herein for the offences under Section 138 of Negotiable Instruments Act, 1881. To quash the same, this Criminal Original Petition has been filed.

2.The learned counsel for the petitioner states that the petitioner is willing to pay a sum of Rs.1,25,000/- (Rupees One Lakh and Twenty Five Thousand only) in five equal monthly installments commencing from January, 2020.

3.The learned counsel for the respondent on instructions states that the respondent is ready to accept the same.

4.Since the issue raised in this proceedings has been amicably resolved between themselves, I am of the view that the continuation of the impugned proceedings is not warranted. In this view of the matter, the impugned proceedings is quashed.

5.It is made clear that since the proceedings are quashed based on the undertaking of the petitioner, if there is any breach



in the undertaking, the respondent would be at liberty to move this Court for punishing the petitioner herein.

6. With this liberty, this Criminal Original Petition is allowed. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (Cr1.side)

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/ /2020

Sub Assistant Registrar(CS)

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To
The Fast Track Court No.1,
(Judicial Magistrate level)
Madurai.

+1 CC to M/s.D.MALAICHAMY, Advocate (SR-103159[F]

+1 CC to M/s.A.HAJA MOHIDEEN, Advocate (SR-103177[F]

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Sma/01/06/2020/2p/4c