



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 03.10.2019

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

Cr1.O.P.(MD)Nos.369 and 10272 of 2015

and M.P.(MD)Nos.1,1,2 and 2 of 2015 and

CRL.O.P.(MD)NO.369 OF 2015

1. Chandrasekar
2. Vijayachandrika
3. Alagammal

... Petitioners/Accused Nos.2 to 4

Vs.

1. State rep. by,
The Inspector of Police,
Batlagundu police station,
(Crime No.324 of 2011) ... 1st Respondent/Complainant

2. M.Thomas ... 2nd Respondent/Defacto Complainant

Prayer: Criminal Original petition is filed under Section 482 of Cr.P.C, to call for the records in C.C.No.333 of 2013 on the file of the Judicial Magistrate, Nilakottai and quash the same with regard to the petitioners.

For Petitioner	: Mr.S.I.A.K.Bagadur Sha
For R-1	: Mr.A.Robinson, Government Advocate(Cr1. Side).
For R-2	: Mr.K.Vadivelan

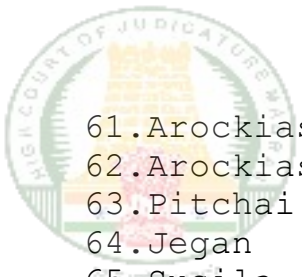
* * *

CRL.O.P.(MD)NO.10272 of 2015

1. M.Thomas
2. Sathiyaseelan
3. Tamilmaran
4. Savariyar
5. Boshiyar
6. Anbu
7. Anandaraj
8. Arockiasamy
9. Selvanayagam
- 10.Rajappan



- 12.Sathish
13. Premnath
- 14.Peter
- 15.Lawrance
- 16.Sigamani
- 17.Nehru
- 18.Sebastian
- 19.Baskar
- 20.Deepak
- 21.Xavier, S/o.Arockiasamy
- 22.Xavier, S/o.Arockiam
- 23.Milton
- 24.Savariyar
- 25.Mohan
- 26.German Raj
- 27.Nirmal
- 28.Thayalan
- 29.Surendar
- 30.Vijayakiran
- 31.Kennady
- 32.Raj
- 33.David
- 34.Simon
- 35.Amsaraj
- 36.Selvaraj
- 37.Arockiasamy
- 38.Pilavendiran
- 39.Raghu, S/o.Muthu
- 40.Raghu, S/o.Deivaraj
- 41.Jeyaraj
- 42.Sathanandan
- 43.Ravi
- 44.Gnanaprakasam
- 45.Alex
- 46.Kashpar
- 47.Kelwin
- 48.Gajendran
- 49.Sudhakaran
- 50.Savariraj
- 51.Arun
- 52.Selvendiran
- 53.Sathiyamoorthy
- 54.Pappa
- 55.Vimala
- 56.Valarmathi
- 57.Latha
- 58.Panchavarnam
- 59.Arockiammal
- 60.Saravathi



61.Arockiasamy
62.Arockiasamy
63.Pitchai
64.Jegan
65.Susila
66.Bothakar
67.Savarimuthu
68.Rajappan
69.John Kennady
70.Xavier
71.Arockiaraj
72.Sekar
73.Clara
74.Jeyaprakash
75.Sekar
76.Rathinam
77.Singarayan
78.Tamila
79.Christhuraja
80.Manohari
81.Punitha
82.Shanthi
83.Mary
84.Lalli
85.Selvi
86.Dhass
87.Mani Oomaiyan
88.Elavarasan
89.Kirubakaran
90.Porchelian
91.Savarirajan
92.Arockiasamy
93.Mariyaluis
94.Rusia
95.Rayappan

... Petitioners/Accused Nos.1 to 95

Vs.

1. State rep. by,
The Deputy Superintendent of Police,
Nilakottai Taluk, Dindigul District,
(Crime No.325 of 2011) ... 1st Respondent/Complainant

2. P.Muniyandi ... 2nd Respondent/Defacto Complainant

Prayer: Criminal Original petition is filed under Section 482 of Cr.P.C, to call for the records in P.R.C.No.4 of 2013 on the file of the Judicial Magistrate, Nilakottai and quash the same as illegal.



For Petitioner : Mr.K.Vadivelan
For R-1 : Mr.A.Robinson,
Government Advocate (Crl. Side).
For R-2 : Mr.S.I.A.K.Bagadur Sha

WEB COPY

C O M M O N O R D E R

The petitioners herein have been shown as accused in P.R.C.No.4 of 2013 and C.C.No.333 of 2013 on the file of the Judicial Magistrate, Nilakottai. To quash the same, these criminal original petitions have been filed.

2. During the pendency of these proceedings, the parties entered into a compromise. Joint Compromise Memos dated 20.09.2018 has also been filed before this Court.

3. The learned counsel appearing for the petitioners brought to my notice a Judgment of this Court made in (Senthil @ Senthil Kumar V. The State), dated 19.04.2017.

4. In this case, there has been a group clash involving the villagers belongs to two communities. The issue has been amicably resolved. Though some of the offences are not compoundable, in view of the compromise arrived at between the parties, the possibility of conviction is nil. As many as 95 persons have been shown as accused. Since the parties themselves have resolved the issues, it would not be appropriate to continue the impugned proceedings. Maintenance of public peace is of paramount importance.

5. In this view of the matter, the impugned proceedings stand quashed. The Criminal Original petitions stand allowed. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(Records)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

pmu



To:

1. The Judicial Magistrate,
Nilakottai.

2. The Deputy Superintendent of Police,
Nilakottai Taluk, Dindigul District,

3. The Inspector of Police,
Batlagundu police station.

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

+1CC TO MR.A.K.BAGADURSHA, Advocate Sr. No. 91470

Cr1.O.P.(MD)Nos.369 & 10272 of 2015
03.10.2019

KMV(CO)
TR(19.03.2020)5P 6C