



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 14.10.2019

CORAM:

WEB COPY

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

Crl.O.P. (MD).No.14284 of 2019

Venkadaprasath

... Petitioner/Sole Accused

Vs.

The State by

1.The Inspector of Police

Karaikudi North Police Station,

Sivagangai District.

... R1/Complainant

2. Venkadalakshmi

... R1 /PW1

3. Seenivasan

...3rd Respondent/Injured

PRAYER: This Criminal Original Petition has been filed under Section 482 of Criminal Procedure Code, to Call for the records pertaining to CC No.41 of 2019, on the file of the Judicial Magistrate, Karaikudi and quash the same.

For Petitioner

: Mr.D.Venkatesh

For R1

: Mr.K.Suyambulinga Bharathi
Government Advocate (crl.side)

For R2 and R3

: Mr.T.Lenin Kumar

O R D E R

The Criminal Original Petition has been filed to quash the proceedings in C.C.No.41 of 2019, on the file of the learned Judicial Magistrate, Karaikudi.

2.The case is still at the stage of 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 petitioner and the second and third respondents and also by their respective counsel. The petitioner and the second and third respondents were also present in person before this Court. 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 before the learned Judicial Magistrate, Karaikudi. 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 proceedings in C.C.No.41 of 2019 on the file of the learned Judicial Magistrate, Karaikudi.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in C.C.No.41 of 2019 on the file of the learned Judicial Magistrate, Karaikudi, is quashed and the terms of Joint Compromise memo shall form part and parcel of this order. The petitioner 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.

Sd/-

Assistant Registrar (AD-II)

// True Copy //

Sub Assistant Registrar(CS)

Encl: Xerox Copy of Joint Compromise Memo
To

1. The Judicial Magistrate,
Karaikudi.
2. The Inspector of Police
Karaikudi North Police Station,
Sivagangai District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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

+1 CC to Mr.D.VENKATESH, Advocate (SR-91811[F] dated 15/10/2019)

Crl.O.P. (MD).No.14284 of 2019

14.10.2019

Ls

VB(21.10.2019) 2P 6C

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