



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 08.11.2019

CORAM:

THE HONOURABLE MR.JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P.(MD).No.16076 of 2019

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1. Dhanalakshmi
2. Mudiyarasan ... Petitioners/Accused 1 and 4
Vs.

1.State rep. by
The Inspector of Police,
Karaikudi North Police Station
Karaikudi, Sivagangai District ... 1st Respondent/Complainant

2.Maruthupandiyan ... 2nd Respondent/Defacto
Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C. to call for the records pertaining to the C.C.No.62 of 2018 on the file of the learned Principal District Munsif cum Judicial Magistrate at Karaikudi and quash the same.

For Petitioners : Mr.D.Selvanayagam
For R-1 : Mr.K.Suyambulinga Bharathi
Government Advocate (Crl. Side)

ORDER

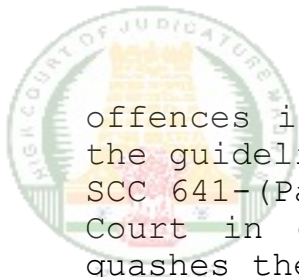
The Criminal Original Petition has been filed to quash the proceedings in C.C.No.62 of 2018 on the file of the learned Principal District Munsif cum Judicial Magistrate at Karaikudi , for an alleged offences under Sections 294(b), 324 and 506(ii) of IPC.

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 and the second respondent were also present in person before this Court and they were identified by Mr.M.Archunan, SI of Police. 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 First Information Report pending, even though, the

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



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.62 of 2018

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5.This Criminal Original Petition stands allowed and as a sequel, the proceedings in C.C.No.62 of 2018 on the file of the learned Principal District Munsif cum Judicial Magistrate at Karaikudi , is quashed and the terms of joint compromise memo shall form part and parcel of this order. 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.

Sd/-

Assistant Registrar (AD-II)

// True Copy //

Sub Assistant Registrar(CS)

aav

Encl.: Xerox Copy of Joint Compromise Memo

To

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

Copy to:

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



2. The Section Officer
Criminal Section, (2 Copies)
Madurai Bench of Madras High Court,
Madurai.

+1 CC to Mr.D.SELVANAYAGAM, Advocate (SR-97307[F] dated
11/11/2019)

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MK (26.11.2019) 3P 8C