



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 07.11.2019

CORAM:

THE HONOURABLE MR.JUSTICE **G.K.ILANTHIRAIYAN**
Crl.O.P. (MD) .Nos. 16283 & 16284 of 2019

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Crl.O.P. (MD) .No. 16283 of 2019

1. Mani
2. Sagadevan
3. Mahalingam
4. Senthil @ Senthilkumar
5. Pandiyan
6. Ballaiah @ Balasubramani
7. Ramesh
8. Vadivel
9. Murugesan
10. Manimuthu
11. Pandian @ Pandiyan
12. Vellaisamy
13. Satheesh @ Sadaiyandi ... petitioners/A1 to A13

Vs.

1. The State rep. by
The Inspector of Police,
Inamkulathur Police Station,
Trichy District.
Crime No.25 of 2019. ...1st Respondent/Complainant
2. Nallathambi ...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 case in Crime No.25 of 2019 on the file of the first respondent police and quash the same.

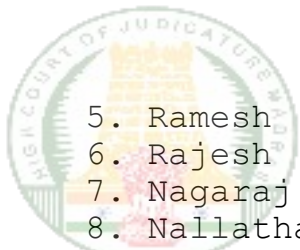
For petitioners : Mr.S. Paul Murugesh

For R-1 : Mr.K.Suyambulinga Bharathi
Government Advocate (Crl. side)

For R-2 : Mr.B.J. Jameel Arasu

Crl.O.P. (MD) .No. 16284 of 2019

1. Vadivel
2. Ponnar @ Ponnambalam
3. Pandidurai
4. Anbalagan



5. Ramesh
6. Rajesh
7. Nagaraj
8. Nallathambi
9. Meenachi Kumar @ Meenatchi Sundaram
10. Ravi
11. Selvam
12. Aarayee

... petitioners/A1 to A12

Vs.

1. The State rep. by
The Inspector of Police,
Inamkulathur Police Station,
Trichy District.
Crime No.24 of 2019. ...1st Respondent/Complainant

2. Periyasami ...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 case in Crime No.24 of 2019 on the file of the first respondent police and quash the same.

For petitioner : Mr.B.J. Jameel Arasu

For R-1 : Mr.K.Suyambulinga Bharathi
Government Advocate (Crl. side)

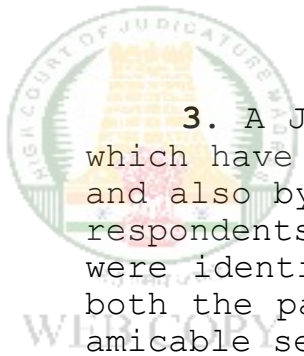
For R-2 : Mr.S. Paul Murugesh

COMMON ORDER

Criminal Original Petition No.16283 of 2019 has been filed to quash the proceedings in Crime No.25 of 2019, on the file of the first respondent police, for an alleged offences under Sections 147, 148, 294(b), 323, 506(i) of I.P.C.

Criminal Original Petition No.16284 of 2019 has been filed to quash the proceedings in Crime No.24 of 2019, on the file of the first respondent police, for an alleged offences under Sections 147, 148, 447, 294(b), 323, 355, 506(i) of I.P.C read with Section 4 of Tamilnadu Prohibition of Harassment Act 2002 and 3(1)(r), 3(1)(s), 3(2)(Va) of SC/ST (POA) Act.

2. These cases are still at the stage of investigation. 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 have been filed before this Court which have been signed by the petitioners and the second respondents and also by their respective counsel. The petitioners and the second respondents were also present in person before this Court and they were identified by M/s.Sathya Devi, W.S.I. 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 Reports are pending before the respondent police. 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 Gujrat)**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.25 & 24 of 2019 pending on the file of the first respondent police.

5. These Criminal Original Petitions are allowed and as a sequel, the proceedings in Crime No.25 & 24 of 2019, on the file of the first respondent police, are 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), and file a photocopy of the receipt along with a memo reporting compliance before the Registry and the 1st respondent on or before **22.11.2019**, failing which, this order automatically stands cancelled without further reference to this Court.

Sd/-

Assistant Registrar

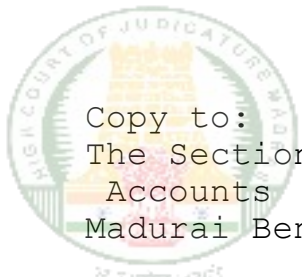
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Sub Assistant Registrar(CS)

ksa

Encl:Xerox Copy of Joint Compromise Memo.
To

1. The Inspector of Police,
Inamkulathur Police Station,
Trichy District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court.



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

+1 CC to M/s.B.JAMEEL ARASU, Advocate (SR-97325[F] dated 11/11/2019

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07.11.2019**

KK/SAR/21.11.2019/4P-5C/