



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 14.11.2019

CORAM:

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

Crl.O.P. (MD) .No.16631 of 2019

Shanmugam @ Shanmuganathan ... Petitioner/Sole accused

Vs.

1. The State,
Rep. by Sub Inspector of Police,
Thirumangalam Town Police Station,
Madurai District.
Crime No. 383 of 2019

2. Duraipandi ... Respondents

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C. to call for the records in connection with the impugned FIR registered by the first respondent in Crime No.383 of 2019 relating to the FIR in Crime No. 383 of 2019 on the file of the first respondent police and quash the same.

For Petitioner : Mr.T. Sathish Babu

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

ORDER

The Criminal Original Petition has been filed to quash the proceedings of FIR in Crime No.383 of 2019 on the file of the first respondent police for the offences under Sections 294(b), 323, 324 and 506(ii) of I.P.C.

2. The case is 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 has been filed before this Court which have been signed by the petitioner and the second respondent and also by their respective counsel. The petitioner and the second respondent were also present in person before this Court and they



were identified by Mr.C. Somasundaram, Sub Inspector 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 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 Gujrath)**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.383 of 2019 pending on the file of the first respondent police.

5.This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.383 of 2019, on the file of the first respondent police, 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), 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 (CO)

// True Copy //

Sub Assistant Registrar(CS)

ksa

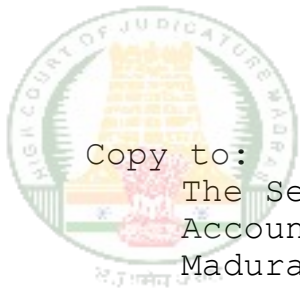
Encl:

Xerox copy of the Joint Compromise Memo

To

1. The Sub Inspector of Police,
Thirumangalam Town Police Station,
Madurai District.

2.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.

WEB COPY

+1 CC to M/s.N.SATHISH BABU, Advocate (SR-98678[F] dated 15/11/2019

CrI.O.P. (MD) .No.16631 of 2019
14.11.2019

JMN(19.11.2019) 3P : 5C