



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.11.2019

CORAM:

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

Crl.O.P.(MD).No.17086 of 2019

WEB COPY

1. Karuppana Pillai

2. Santhanam

3. Balaji

4. Tamilselvam ... Petitioners/Accused No.1 to 4
Vs.

1.State Rep by its
The Inspector of Police
Vaiyampatty Police Station,
Trichy District , Trichy ... Respondent/Complainant

2. Thulasisekaran ... 2nd Respondent/ Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C. to call for the records relating to FIR in Cr.No.379 of 2016 dated 22.11.2016 on the file of the Inspector of Police, Vaiyampatty Police Station, Trichy District.

For Petitioner : Mr.K.Neethimohan

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

For R-2 : Mr.Senthil Kumar

ORDER

The Criminal Original Petition has been filed to quash the F.I.R. in Crime No.379 of 2016 on the file of the first respondent.

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 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.S.Balasubramanian, 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 Gujrat)**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.379 of 2016 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.379 of 2016, 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 **28.11.2019**, failing which, this order automatically stands cancelled without further reference to this Court.

Sd/-

Assistant Registrar (CS III)

// True Copy //

Sub Assistant Registrar(CS)

Ls

To

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

Copy to:

The Section Officer,
Account Section,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.K. NEETHI MOHAN, Advocate (SR-100228[F] dated 21/11/2019)

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21.11.2019