



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.11.2019

CORAM:

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

Crl.O.P.(MD) No.17117 of 2019

1.Deivendran

(Wrongly mentioned in FIR as Deivam)

2.Siva

3.Anitha

... Petitioners 1 to 3/Accused Nos.1 to 3

Vs.

1.State rep by

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

(Crime No.240/2019)

... Respondent/Complainant

2.Alagarsamy

... Respondent/Defacto

complainant

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. to quash the FIR in Crime No.240 of 2019 on the file of the first respondent P.S., Thirumangalam Town Police Station, Madurai District as against the petitioner.

For Petitioners : Mr.R.Sundar

For R1 : Mr.K.Suyambulinga Bharathi
Government Advocate (Crl.Side)

For R2 : Mr.S.Ayyanar Premkumar

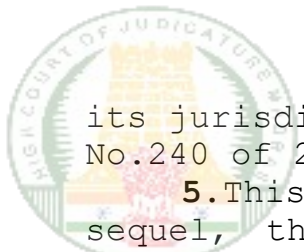
ORDER

This petition has been filed to quash the FIR in Crime No.240 of 2019 on the file of the Inspector of Police, Thirumangalam Town Police Station, Madurai District.

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 petitioner and the second respondent were also present in person before this Court and they were identified by Mr.Somasundaram, Special 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 is 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 Guj Rath**), this Court in exercise of



its jurisdiction under Section 482 Cr.P.C. quashes the case in Crime No.240 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 Proceedings in Crime No.240 of 2019 pending on the file of the first respondent police, is quashed and the terms of joint compromise memo, which 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 before the Registry / first respondent on or before **28.11.2019**, failing which, this order automatically stands cancelled without further reference to this Court and the first respondent shall proceed with the case in Crime No.240 of 2019.

Sd/-

Assistant Registrar ()

// True Copy //

Sub Assistant Registrar(CS)

dss

Encl:Xerox Copy of Joint Compromise Memo.

To

- 1.The 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.

+1 cc Mr. R.SUNDAR ,Advocate, SR.No. 99883

Crl.O.P.(MD) No.17117 of 2019

20.11.2019

KK/SAR/21.11.2019/2P-5C/