



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.11.2019

CORAM:

WEB COPY

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

Crl.O.P. (MD) .No.17386 of 2019

1. Saravanan
2. Nallamuthu
3. Thangam
4. Kannan
5. Sutha
6. Mariyappan

... Petitioners

Vs.

- 1.The Inspector of Police,
All Women Police Station
Kanyakumari

- 2.Hema

... Respondents

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C. to quash the FIR in Crime No. 30 of 2018 dated 06.08.2018 pending on the file of the first respondent police.

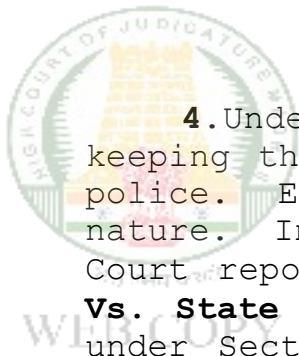
For Petitioners : Mr.G.Thalaimutharasu
For R-1 : Mr.K.Suyambulinga Bharathi
Government Advocate (Crl. side)
For R-2 : Mr.R.Amarnath

ORDER

The Criminal Original Petition has been filed to quash the proceedings in Crime No. 30 of 2018 , on the file of the first respondent police, for an alleged offences under Sections 498(A), 406,506(i) of IPC and Section 4 and 6 of D.P.Act and Section 4 of TNPHW Act.

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 Mrs.Susila Kumari, GR.I 395. 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. 30 of 2018 pending on the file of the first respondent police.

5. It is represented by the learned counsel for the petitioners that the petitioners paid 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 filed the original cash receipt along with this memo on 25.11.2019. The said submission is placed on record.

6. Accordingly, this Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No. 30 of 2018 on the file of the first respondent police, is quashed insofar as the petitioners concern and the terms of joint compromise memo shall form part and parcel of this order.

Sd/-

Assistant Registrar (AS)

/ True Copy /

Sub Assistant Registrar (CS-I)

Encl: Xerox copy of Joint Compromise Memo

To

1. The Inspector of Police,
All Women Police Station
Kanyakumari

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.

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SDS/VR/SAR-1 (26.11.2019) 2P 4C