



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.11.2019

CORAM:

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

Cr1.O.P. (MD) .No.17681 of 2019

WEB COPY

1. Vignesh

2. Arumugadurai ... petitioners/Accused Nos. 1 & 2

Vs.

1.The State Rep.by,
The Inspector of Police
All Women Police Station
Pudhukottai,
Thoothukudi District.
(Crime No. 7/2017). ...1st Respondent/Complainant

2.Ayyapillai ...2nd Respondent/Defacto Complainant

3.Mariammal @ Shobana ... 3rd Respondent/Victim

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C. to call for the entire records in relating to the entire proceedings of the charge sheet in Spl.S.C. No. 6 of 2018 on the file of the Mahila Court, Thoothukudi and quash the same in so far as the petitioners.

For petitioners : Mr.N.Ramesharumugam

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

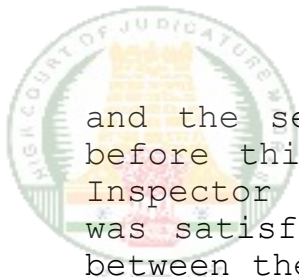
For R-2 : Mr.A.Karthick Kumar

ORDER

The Criminal Original Petition has been filed to quash the proceedings in Spl.S.C. No. 6 of 2018 on the file of the Mahila Court, Thoothukudi.

2. The case is still at the stage of trial. 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 and third respondents and also by their respective counsel. The petitioners



and the second and third respondents were also present in person before this Court and they were identified by Mr.C.Muthumari, 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.

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4. Under such circumstances, no useful purpose will be served in keeping the proceedings pending before the trial Court. 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 proceedings in Spl.S.C. No. 6 of 2018 on the file of the Mahila Court, Thoothukudi.

5.It is represented by the learned counsel for the petitioners that the petitioners already 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 also filed the original receipt along with the memo on 27.11.2019. The said submission is placed on record. Accordingly, this Criminal Original Petition stands allowed and as a sequel, the proceedings Spl.S.C. No. 6 of 2018 on the file of the Mahila Court, Thoothukudi, is hereby quashed insofar as the petitioners herein are concerned and the terms of joint compromise memo shall form part and parcel of this order.

Sd/-

Assistant Registrar

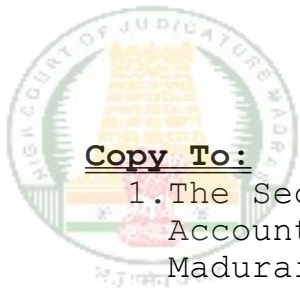
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Sub Assistant Registrar(CS-II)

Encl: Xerox copy of Joint Compromise Memo

To

1. The Judge, Mahila Court,
Thoothukudi.
- 2.The Inspector of Police
All Women Police Station
Pudhukottai,
Thoothukudi District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



Copy To:

1.The Section Officer,
Accounts Section,
Madurai Bench of Madras High Court,Madurai.

2.The Section Officer,Criminal Section,
Madurai Bench of Madras High Court,Madurai.

+1 CC to M/s.M.S.JEYAKARTHIK,Advocate(SR-101794[F] dated 27/11/2019)

Crl.O.P. (MD) .No.17681 of 2019
27.11.2019

LS
SDS/28.11.2019/3P/7C