



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 29.11.2019

CORAM:

THE HONOURABLE MR.JUSTICE G.K.ILANTHIRAIYAN
Crl.O.P. (MD) .No.17982 of 2019

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Sivamani

... Petitioner/Sole Accused

Vs.

1.The State rep.by its
The Inspector of Police,
Kamuthi Police Station,
Ramanathapuram District.
Crime No.70 of 2014.

... 1st Respondent/Complainant

2.Veerappa Thevar

... 2nd Respondent/Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the entire records in relating to the impugned charge sheet in S.C.No.25 of 2015 on the file of the learned Sub-Court, Mudhukulathur and to quash the same.

For Petitioner : Mr.M.S.Jeyakarthik
For R-1 : Mr.K.Suyambulinga Bharathi
Government Advocate (Crl. side)
For R-2 : Mr.Sivaramakrishnan

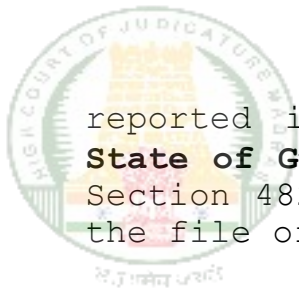
ORDER

The Criminal Original Petition has been filed to quash the proceedings in S.C.No.25 of 2015 on the file of the learned Sub-Court, Mudhukulathur.

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 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.R.Sathyannarayanan, SSI. 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 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 Gujrath), this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the proceedings in S.C.No.25 of 2015 on the file of the learned Sub-Court, Mudhukulathur.

5.It is represented by the learned counsel for the petitioner that the petitioner 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), on 29.11.2019 and filed the original receipt along with the memo. The said submission is placed on record. This Criminal Original Petition stands allowed and as a sequel, the proceedings in S.C.No.25 of 2015 on the file of the learned Sub-Court, Mudhukulathur, is quashed and the terms of joint compromise memo shall form part and parcel of this order.

Sd/-

Assistant Registrar (CS-II)

// True Copy //

Sub Assistant Registrar(CS)

Das

Encl.: Xerox Copy of joint Comprmise Memo

To

1.The Subordinate Judge, Mudhukulathur.

2.The Inspector of Police,
Kamuthi Police Station,
Ramanathapuram District.

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Copy to:

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

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



+1 CC to Mr.M.S. JEYAKATHIK, Advocate (SR-102761[F] dated
29/11/2019)

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