

IN THE HIGH COURT OF JUDICATURE AT MADRAS

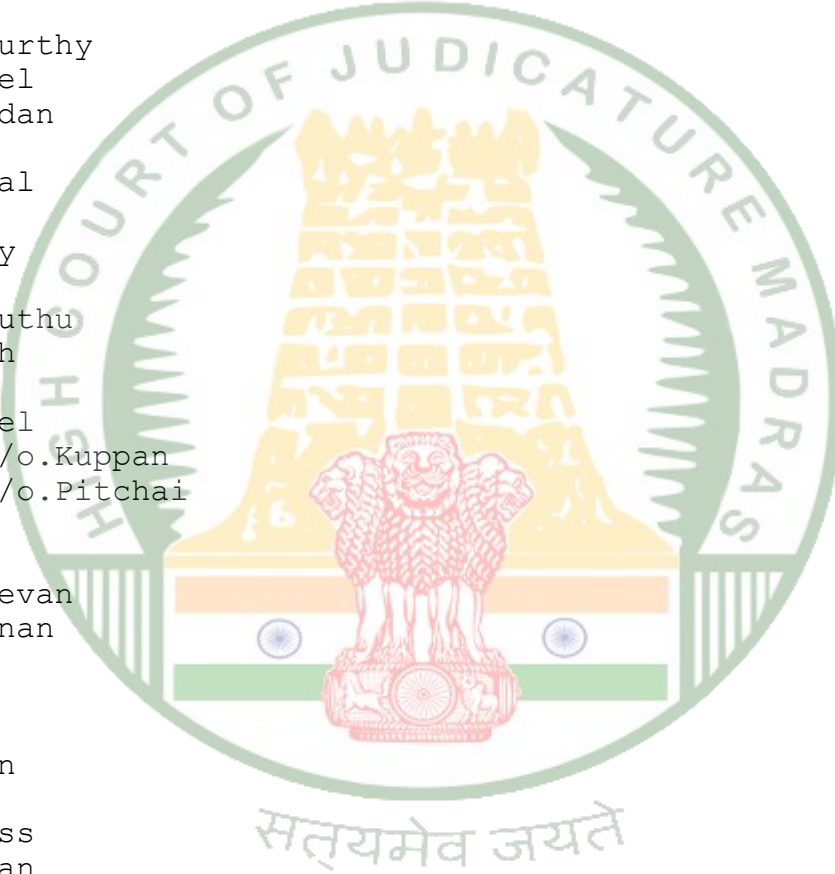
DATED: 14.02.2020

CORAM:

THE HON'BLE MR. JUSTICE P. RAJAMANICKAM

Cr1.O.P. No.2268 of 2020

1. Karunakaran
2. Sakthivel
3. Kandan
4. Sathiamurthy
5. Sakthivel
6. Manikandan
7. Gopi
8. Rajagopal
9. Kuppan
10. Moorthy
11. Madhan
12. Veeramuthu
13. Sathish
14. Sekar
15. Ponnuvel
16. Velu, S/o. Kuppan
17. Velu, S/o. Pitchai
18. Selvam
19. Prem
20. Mannudevan
21. Saravanan
22. Raj
23. Muthu
24. Hari
25. Murugan
26. Vicky
27. Haridass
28. Nagooran
29. Munian
30. Ellappan
31. Vasu
32. Ashok
33. Jegan
34. Karthick
35. Venkatesh
36. Sampath
37. Sengeni
38. Neelagandan



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... Petitioners

Vs.

1. State, rep.by
The Inspector of Police,
G-6, Cheyyur Police Station,
Kancheepuram District.
(Crime No.364 of 2012)

2. Kannappan

...Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Criminal Procedure Code, to call for the records of the FIR in Crime No.364 of 2012 on the file of the Inspector of Police, G-6, Cheyyur Police Station, Cheyyur Taluk, Kancheepuram District and quash the same.

For Petitioners : Mr.R.Sunil Kumar

For Respondents : Mr.M.Mohamed Riyaz
Additional Public Prosecutor for R1

Mr. K.Duraisamy, Senior Counsel
for Mr.A.Muthumani Duraisamy for R2

ORDER

This Criminal Original Petition has been filed to call for the records and to quash the FIR in Crime No.364 of 2012 for offences punishable under Sections 147, 148, 341, 294(b), 323, 324, 307 and 506(2) of IPC pending on the file of first respondent police as against the petitioners.

2. The second respondent, who is the defacto complainant has lodged a complaint against the petitioners and based on the same, the first respondent has registered an FIR in Crime No.364 of 2012 under Sections 147, 148, 341, 294(b), 323, 324, 307 and 506(2) of IPC.

3. The case is still in the stage of investigation. By passage of time, the parties have decided to bury their hatchet and compromise the dispute amicably among themselves.

4. A joint memo of Compromise, dated 14.02.2020, has been filed before this Court which has been signed by the petitioners and the 2nd respondent and also by their respective counsel. The petitioners and the 2nd respondent also present in person before this Court. This Court also enquired both the parties and

satisfied that the parties have come to an amicable settlement between themselves.

5. Under such circumstances, no useful purpose will be served in keeping the case pending. 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 Case in Crime No. 2 of 2019 on the file of the first respondent police.

6. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.364 of 2012 on the file of the first respondent, is hereby quashed and the terms of Memo of Compromise shall form part and parcel of this order. Today (14.02.2020), the Petitioner ***No.10 viz., Moorthy**, is not appeared before this court. Hence, this petition is dismissed against him.

*The Memo of Compromise
dated 14/12/2020 enclosed

Sd/-
Assistant Registrar(CS-VI)
Dated:26/06/2020

***Corrected as per the order
of this Court for Being
Mentioned dated 05/01/2021**

Sd/-
Assistant Registrar (CS-IV)
Dated:11/01/2021

//True Copy//

Sub Assistant Registrar

Vv

To

1. The Inspector of Police,
G-6, Cheyyur Police Station,
Kancheepuram District.

To be substituted to the
order already despatched
On 20/08/2020

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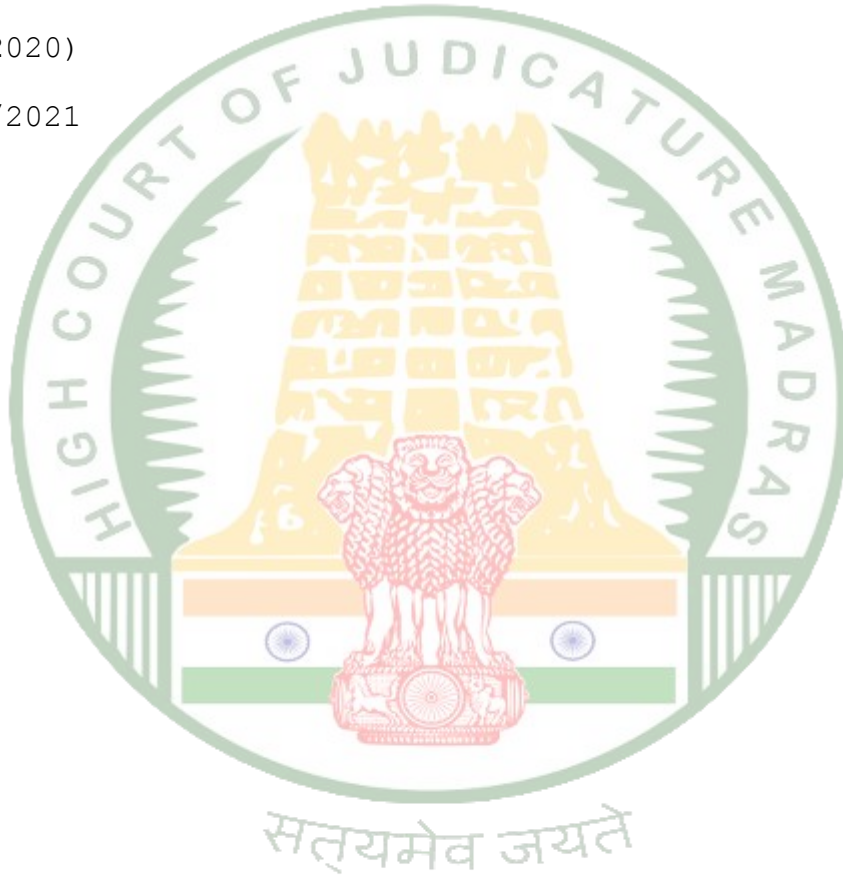
2. The Public Prosecutor,
High Court, Madras.

+1cc to M/s.R.Sunil Kumar, Advocate, Sr.No.13331

Cr1.O.P. No.2268 of 2020

BP (CO)
GS(10/07/2020)

srg 19/01/2021



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