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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.02.2020

CORAM:

THE HON'BLE MR. JUSTICE P. RAJAMANICKAM

Cr1.O.P. No.3310 of 2020

- 1.N.Desinghu
2. P.Madhankumar
3. C.Nagamuthu
4. C.Kanthan
5. M.Ramesh
6. M.Ravi
7. K.Kalaimani
8. Kathavarayan
9. T.Kannappan
10. C.Elumalai
11. D.Lakshmanan
12. Manikandan
13. S.Pandiyar
14. S.Elumalai
15. C.Sathiyaraj
16. S.Magesh
17. P.Vasu

...Petitioners

Vs.

1. State, rep.by
The Inspector of Police,
G-6, Cheyyur Police Station,
Kancheepuram District.
(Crime No.270 of 2012)

2. Karthick

...Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Criminal Procedure Code, to call for the records relating to FIR in Crime No.270 of 2012 on the file of the first respondent police and quash the same.

For Petitioners :Mr.K.Duraisamy, Senior Counsel
for Mr.A.Muthumani Duraisamy

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



: Mr.R.Sunil Kumar for R2

ORDER

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This Criminal Original Petition has been filed to call for the records and to quash the FIR in Crime No.270 of 2012 for offences punishable under Sections 147, 148, 341, 294(b), 323, 324, 506(i) and 307 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.270 of 2012 under Sections 147, 148, 341, 294(b), 323, 324, 506(i) and 307 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.270 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.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

Vv



To

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

2. The Public Prosecutor,
High Court, Madras.

+lcc to M/s Muthumani Doraisamy, Advocate, Sr.No.12790

+lcc to M/s R.Sunil Kumar, Advocate, Sr.No.13329

Crl.O.P. No.3310 of 2020

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