



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 21.01.2020

CORAM:

THE HONOURABLE MR. JUSTICE A.D. JAGADISH CHANDIRA

Crl.O.P. (MD) .No.876 of 2020

1. Govintha Raj
2. Ayyalu Samy
3. Kaliammal
4. Karpagam

..Petitioners/A-1 to A-4

Vs.

- 1.The Inspector of Police,
All Women Police Station,
Thoothukudi.
(Crime No. 11 of 2018).

..R-1/Complainant

2. Lakshmi Narasu

..R-2/Defacto complainant

PRAYER: This Criminal Original Petition has been filed under Section 482 of Criminal Procedure Code, to call for records and quash the first information report in Crime No.11/2018 on the file of the first respondent.

For Petitioners : Mr.C. Jeganathan

For R1 : Mr.S.Bharathi
Government Advocate (Crl. side)

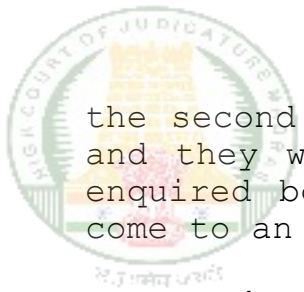
For R2 : Mr.R.Alagia Nambi

O R D E R

The Criminal Original Petition has been filed to quash the FIR in Crime No. 11 of 2018 on the file of the first respondent police for the offence under section 498(A) of IPC and Section 4 of Tamilnadu Prohibition of Harassment o Women Act, 2002.

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 the police officials. 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, 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. 11 of 2018.

5. It is represented by the learned counsel for the petitioners that the petitioner has paid a sum of Rs.5000/- (Rupees Five thousand only) as costs to the Credit of the Rojavanam Old Age Home and filed the original cash receipt along with this memo on 21.01.2020. The said submission is placed on record.

6. Accordingly, this Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No. 11 of 2018, on the file of the first respondent police, is quashed and the terms of joint compromise memo shall form part and parcel of this order.

Sd/-

Assistant Registrar ()

// True Copy //

/ /2020

Sub Assistant Registrar (CS)

Ksa

Encl: Xerox copy of joint compromise memo

To

1. The Inspector of Police,
All Women Police Station,
Thoothukudi.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



The Officer -in-Charge,
Rojavanam Aged Home,
Melur Road, Uthangudi,
Madurai-107

+1 CC to Mr.C.JEGANATHAN, Advocate (SR-2234[F] dated 21/01/2020)

+1 CC to Mr.R.ALAGIYA NAMBI, Advocate (SR-2235[F] dated
21/01/2020)

Crl.O.P. (MD) .No.876 of 2020
21.01.2020

VB(03.02.2020) 3P 6C