



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.02.2020

CORAM:

WEB COPY

THE HONOURABLE MR. JUSTICE A.D. JAGADISH CHANDIRA

Crl.O.P. (MD) .No. 1710 of 2020

1. Muruganantham
2. Vadivel
3. Karuppaiah ... Petitioners/A-1 to 3

Vs.

1. The Sub-Inspector of Police,
Aravayal Police Station,
Aravayal, Sivagangai District.
(Crime No. 6 of 2020). ...R-1/Complainant

2. Anbalagan ...R-2/Defacto complainant

PRAYER: This Criminal Original Petition has been filed under Section 482 of Criminal Procedure Code, to call for the records of the case in Crime No.6 of 2020 pending on the file of 1st respondent police station, Sivagangai District and quash the same.

For Petitioner : Mr.S. Muthukumar

For R-1 : Mrs. S. Bharathi,
Government Advocate (crl. Side)

For R-2 : Mr.B. Thangamani

O R D E R

This Criminal Original Petition is filed to quash the impugned FIR in Crime No.6 of 2020 on the file of the 1st respondent police for the offences under Sections 294(b), 323 & 506(1) of IPC and Section 4 of TNPWH Act, 2002 as against the petitioners.

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 Mr.K. Muniyandi, SI of Police. 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.6 of 2020.

5. It is represented by the learned counsel for the petitioner that the petitioner has paid a sum of Rs. 5000/- (Rupees Five thousand only) as costs to the Credit of the Gandhi Memorial Museum and filed the original cash receipt along with this memo on 03.02.2020. The said submission is placed on record.

6. Accordingly, this Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.6 of 2020, 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)

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To

1. The Sub-Inspector of Police,
Aravayal Police Station,
Aravayal, Sivagangai District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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KK/SAR/17.02.2020/2P-3C/