



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 18.02.2020

CORAM:

WEB COPY

THE HONOURABLE **MR. JUSTICE A.D. JAGADISH CHANDIRA**

Crl.O.P.(MD)No.2830 of 2020

Soorya

... Petitioner

Vs.

1.State, Rep.by Inspector of Police,
Thallakulam Police Station,
Madurai City.
(Crime No.820 of 2018)

2.Balamurugan

... Respondents

PRAYER: This Criminal Original Petition has been filed under Section 482 of Criminal Procedure Code, to call for the entire records and quash the entire proceedings in Crime No.820 of 2018 on the file of the Inspector of Police, Thallakulam Police Station, Madurai City against the petitioner.

For Petitioner : Mr.T.Senthil Kumar

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

For R2 : Mr.Jerin Mathew

O R D E R

The Criminal Original Petition has been filed to quash the First Information Report in Crime No.820 of 2018, on the file of the first respondent police, for the offences punishable under Sections 341, 448, 294(b), 323, 506(2) IPC and Section 4 of the Tamil Nadu Prohibition of Harassment of 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 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 the Inspector 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.820 of 2018.

5. It is represented by the learned counsel for the petitioner that the petitioner paid a sum of Rs.5,000/- (Rupees Five Thousand only) as costs to the Credit of the M.S.Chellamuthu Trust and Research Foundation, K.K.Nagar, Madurai and filed the original cash receipt along with this memo on 18.02.2020. The said submission is placed on record.

6. Accordingly, this Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.820 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 (CS-I)

// True Copy //

/ /2020

Sub Assistant Registrar (CS)

To

(Encl. Xerox copy of Joint Compromise Memo)

1. The Inspector of Police,
Thallakulam Police Station, Madurai City.

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

+1 CC to M/s.T.SENTHIL KUMAR, Advocate (SR-7255[F] dated 20/02/2020)

Cr1.O.P. (MD) .No.2830 of 2020
18.02.2020

gns

SDS (02.03.2020) 2P-4C