



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 15.12.2020

CORAM:

THE HONOURABLE MRS.JUSTICE J.NISHA BANU

Crl.O.P. (MD)No.5104 of 2020

1.V.Susi Vinayagam
2.A.Vinayagammoorthy
3.K.Ganapathy Raja

... Petitioners/Accused Nos.2 to 4

Vs.

1.The State represented by
The Inspector of Police,
Thirupuramkundram Police Station,
Madurai.
(Crime No.197 of 2013)

... Respondent No.1/ Dejure
Complainant

2.L.Thusthakir

... Respondent No.2/ Defacto
Complainant

3.R.Mathiazhan

... Respondent No.3/ Victim

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records and to quash the charge sheet in C.C.No.59 of 2014 pending on the file of the learned Judicial Magistrate No.VI, Madurai, against the petitioners / Accused Nos.2 to 4, in the nature and circumstances of the case and in the interest of justice, equity and good conscience.

For Petitioners : Mr.P.E.Pandiarajan
for M/s Dhana Law Associates

For R1 : Mr.V.Neelakandan
Additional Public Prosecutor

For R2 & R3 : Mr.G.R.Sathish

O R D E R

This Criminal Original Petition has been filed to call for the records and to quash the charge sheet in C.C.No.59 of 2014 pending on the file of the learned Judicial Magistrate No.VI, Madurai, against the petitioners / Accused Nos.2 to 4.

2.The second respondent / defacto complainant, as well as the petitioners/accused are present before this Court and they are identified by the respective learned counsel and both the parties have filed a joint compromise memo stating that the matter has been amicably resolved between themselves and the second respondent / defacto complainant is not willing to prosecute the complaint and therefore, the petitioner would pray for quashing of the charge sheet in C.C.No.59 of 2014 pending on the file of the learned



Judicial Magistrate No.VI, Madurai.

3.The compromise memo is filed before this Court and the parties along with their respective counsel are also personally present before this Court today(15.12.2020) and the defacto complainant has represented before this Court that the matter has been settled amicably between the parties. The learned Additional Public Prosecutor who was present in the Court had also verified their identity and would state that he has no objection for the above compromise.

4.In the result, by recording the compromise, the Criminal Original Petition is allowed and the impugned charge sheet in C.C. No.59 of 2014 pending on the file of the learned Judicial Magistrate No.VI, Madurai, is quashed. The joint compromise memo shall form part and parcel of this order.

Sd/-

Assistant Registrar (P&A)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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NOTE: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

Encl: Photocopy of the Joint Compromise memo.

To

1)The Judicial Magistrate VI, Madurai.

2)-do-thro The Chief Judicial Magistrate, Madurai.

3)The Inspector of Police,
Thirupuramkundram Police Station, Madurai.

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

+2 CC to M/s P.E.Pandiarajan, Advocate, in SR.No.25828 of 2020.

+2 CC to M/s P.E.Pandiarajan, Advocate, in SR.No.23428 of 2020.

Crl.O.P.(MD)No.5104 of 2020

DATED : 15.12.2020

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