



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 26.08.2020

CORAM:

THE HONOURABLE MR.JUSTICE R.PONGIAPPAN

Crl.O.P.(MD)No.8648 of 2020

1.Parthiban, S/o.Aiyanaathan  
2.Mari @ Marimuthu, S/o.Subbiah  
3.Ochu, S/o.Rajendran  
4.Saravanan @ Saravanapandian,  
S/o.Palpandian ... Petitioners/ Accused

Vs.

1.The Inspector of Police,  
Bodinayakanur Town Police Station,  
Theni District.  
(Crime No.2431 of 2020) ... 1<sup>st</sup> Respondent/  
Complainant

2.Tamilan @ Ilantamilan,  
S/o.Duraisamy ... 2<sup>nd</sup> Respondent/  
De-facto complainant

PRAYER: This Criminal Original Petition has been filed under Section 482 of Criminal Procedure Code, to call for the records in Crime No.2431 of 2020, on the file of the first respondent police and quash the same.

For Petitioners : Mr.A.Uthayakumar  
For R1 : Mr.A.P.G.Ohm Chairma Prabhu  
Government Advocate (Criminal side)  
For R2 : Mr.K.Prakash

ORDER

This Criminal Original Petition has been filed to quash the proceedings in Crime No.2431 of 2020, pending on the file of the first respondent.

2.Heard the learned counsel appearing for the petitioners, the learned Government Advocate (Criminal side) appearing for the first respondent and the learned counsel appearing for second the respondent.



3.The petitioners are the accused in Crime No.2431 of 2020. Based on the complaint lodged by the second respondent herein, the said case was registered against the petitioners by the first respondent for the offences under Sections 341, 323 and 506(ii) of I.P.C.

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4.Now, it appears that the parties have settled their dispute amicably out of Court and that they have also entered into a compromise on the advise of elders. They have also stated that they have acted upon the compromise. A Joint Compromise Memo, dated 27.07.2020, signed by the parties, in the presence of their respective counsels, is also produced before this Court. As per the Joint Compromise Memo, the second respondent/de-facto complainant has no objection for quashing the entire proceedings in Crime No.2431 of 2020, pending on the file of the first respondent.

5.The parties appeared before this Court through video conferencing and expressed in unequivocal terms that they have signed the Joint Compromise Memo on their own free will and volition. The identity of the parties are verified and confirmed by Mr.V.Manikandan, Sub-Inspector of Police, Bodinayakanur Town Police Station, Theni District.

6.Having regard to the specific terms of the Joint Compromise Memo, this Court is of the view that no useful purpose will be served by keeping this matter is pending. Hence, the proceedings in Crime No.2431 of 2020, on the file of the first respondent, is quashed in toto. The Joint Compromise Memo dated 27.07.2020, signed by the parties shall form part of this order.

7.Accordingly, this Criminal Original Petition is allowed.

Sd/-

Assistant Registrar(AD-II)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

smn2

ENCL.: XEROX COPY OF JOINT COMPROMISE MEMO.

To

1.The Inspector of Police,  
Bodinayakanur Town Police Station,  
Theni District.

<https://hcservices.ecourts.gov.in/hcservices/>



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

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+1 CC to M/s.A. UTHAYAKUMAR, Advocate ( SR-15134[F] dated  
27/08/2020 )

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db (CO)  
TR(08.09.2020) 3P 4C