



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 03.09.2020

CORAM:

THE HONOURABLE **MR. JUSTICE R. PONGIAPPAN**

Crl.O.P.(MD)No.9263 of 2020

1.M.Murugan

2.Pettari Pandi @ Pandiyan

3.Pakkiyam ... Petitioners / Accused Nos.1 to 3

Vs.

1.The State represented by

The Sub Inspector of Police,
Gudalur North Police Station,
Theni District.

(In Crime No.718 of 2020) ... 1st Respondent / Complainant

2.M.Selvaraj ... 2nd Respondent / Defacto complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records relating to the First Information Report in Crime No.718 of 2020 on the file of the Gudalur Police Station, Theni District and quash the same as illegal.

For Petitioners : Mr.S.Ajmeer Kaja

For R1 : Mr.APG.Ohm Chairma Prabhu
Government Advocate

For R2 : Mr.S.Ayyanar Prem Kumar

O R D E R

The Criminal Original Petition has been filed to quash the First Information Report registered in Crime No.718 of 2020, for the offences punishable under Sections 341, 294(b), 323 and 506(ii) of I.P.C. dated 11.08.2020 on the file of the first respondent police.

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 through video conferencing and they were identified by Mr.Ganesan, Sub-Inspector of Police, Gudalur North Police Station, Theni District. 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. Furthermore, the offences involved are not compoundable in nature. Hence, 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.718 of 2020.

5.Accordingly, this Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.718 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 (CS-I)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

rm

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: Xerox copy of Joint Compromise Memo
To

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

+1 CC to Mr.S. AJMEED KAJA, Advocate (SR-15884[F]dated 03/09/2020)

CrI.O.P. (MD)No.9263 of 2020
03.09.2020

VB (11.09.2020) 2P 4C