



**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

**DATED : 24.11.2020**

**CORAM:**

**THE HONOURABLE MRS.JUSTICE J.NISHA BANU**

**Crl.O.P.(MD)No.9750 of 2020**

1)Maari@Marriappan  
2)Krishnan  
3)Meena@Raja Meena

... Petitioners/Accused 1 to 3

vs.

1)The Inspector of Police,  
Chekkanurani Police Station,  
Madurai District.  
(Crime No.993/2020)

2)Sethupandi

... Respondents/Complainant &  
Defacto Complainant

**PRAYER** : Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records in Crime No.993 of 2020 on the file of the 1<sup>st</sup> respondent police and quash the same.

For Petitioners : Mr.P.Andiraj  
For R1 : Mr.V.Neelakandan  
Additional Public Prosecutor  
For R2 : Mr.R.Ravichandran

**O R D E R**

This Criminal Original Petition has been filed to call for the records in Crime No.993 of 2020 on the file of the 1<sup>st</sup> respondent police and quash the same.

2.The second respondent / defacto complainant as well as the petitioner/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 in issue between them has been amicably resolved and therefore, the second respondent / defacto complainant is not willing to prosecute the case and therefore would pray for quashing the FIR in Crime No.993 of 2020 on the file of the 1<sup>st</sup> respondent police.

3.The joint compromise memo reads as follows:-



1.It is submitted that the 2<sup>nd</sup> respondent has lodged the complaint before the 1<sup>st</sup> respondent police, and the same was registered on 20.06.2020 for the above said offences. According to the prosecution case is that the 2<sup>nd</sup> respondent is a cow trander who is keeping the cattle near the petitioner house for which this petitioners has want the second respondent. Due to that said dispute there was a wordy quarrel between them and subsequently it was converted into sudden fight. During the commotion the petitioners has attacked the second respondent with wooden logs and caused injuries and abused him with filthy language.

2.It is submitted that the petitioners and the 2<sup>nd</sup> respondent are close relatives and this case of counter blast in Crime No.992 of 2020 on the file of the 1<sup>st</sup> respondent police.

3.It is submitted that after the incident the petitioners and the De-facto complainant-facto complainant has realized their mistake on advise of their respective elders.

4.It is submitted that on reading of the First Information Report there is a simple injury caused upon the 2<sup>nd</sup> respondent due to that the 2<sup>nd</sup> respondent was advised by the elders to withdraw the criminal case which is against the petitioners and accordingly the 2<sup>nd</sup> respondent has agreed to withdraw the criminal case in Crime No.993 of 2020 on the file of the 1<sup>st</sup> respondent police and the petitioners and the 2<sup>nd</sup> respondent were mutually shook their hands in the presence of the village meeting in the interest of their future life.

5.It is submitted that petitioners and the 2<sup>nd</sup> respondent are belong to same village. In the interest of the future their life, there was a village meeting was convened by the both side of the elders. During the meeting, the elders of the both sides were advised them and asked them buried their bitter experience and accordingly both the petitioners and the 2<sup>nd</sup> respondent has agreed to withdraw he criminal case is pending against petitioners and the respondent respectively.

4.The compromise memo is filed before this Court and the parties along with their respective counsel are also present personally through video conference and the learned Additional Public Prosecutor would state that he has verified their identity.



5.In the result, by recording the compromise, the Criminal Original Petition is allowed and the impugned FIR in Crime No.993 of 2020 on the file of the 1<sup>st</sup> respondent, is quashed.

Sd/-

Assistant Registrar (CS-I)

// True Copy //

/ /2020

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.

To

1)The Inspector of Police,  
Chekkanurani Police Station,  
Madurai District.

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

ORDER MADE IN  
Crl.O.P. (MD)No.9750 of 2020  
DATED : 24.11.2020

SJ(CO)  
KM (07.12.2020) 3P 3C