



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 09.01.2020

CORAM:

THE HONOURABLE MR. JUSTICE A.D. JAGADISH CHANDIRA

Cr1.O.P. (MD) .No.19093 of 2019

1. Muthumari
2. L. Ramar
3. S. Suresh
4. K. Esakkiraj

..Petitioners/A1 to A4

Vs.

1. The State through by
The Sub-Inspector of Police,
Achanpudur Police Station,
Tirunelveli District,
Crime No. 191 of 2018. ... 1st Respondent/Complainant
2. Mariammal ... 2nd Respondent/Defacto Complainant

PRAYER: This Criminal Original Petition has been filed under Section 482 of Criminal Procedure Code, to call for the records pertaining to the case in C.C. No. 483 of 2018 pending before the learned Judicial Magistrate, Sengottai and quash the same.

For Petitioners : Mr.N.S. Karthikeyan

For R1 : Mrs.S.Bharathi
Government Advocate (Cr1. side)

For R2 : Mr.Ramanathan

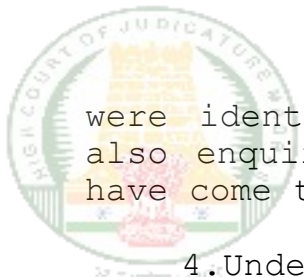
ORDER

The Criminal Original Petition has been filed to quash the proceedings in C.C.No. 483 of 2018, on the file of the learned Judicial Magistrate, Sengottai, for the offences punishable under Sections 294(b), 323 and 506 (i) of IPC and Section 4 of TN Prohibition of Harassment of Woman Act, 2002 in Crime No.191 of 2018.

2.The case is under trial. 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 are also present in person before this Court and they

<https://hccs.courts.gov.in/hccs/cases/>



were identified by Mr.Paramasiva Pandi, SI 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 proceedings in C.C.No. 483 of 2018 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 proceedings in C.C.No.483 of 2018.

5.It is represented by the learned counsel for the petitioners that the petitioners paid a sum of Rs.5000/-(Rupees Five Thousand only) as costs to the Credit of the 'Sathya Ammaiya Memorial Orphanage' and filed the original cash receipt along with this memo on 09.01.2020. The said submission is placed on record.

6.Accordingly, this Criminal Original Petition stands allowed and as a sequel, the proceedings in C.C.No. 483 of 2018, on the file of the learned Judicial Magistrate, Sengottai, is quashed and the terms of joint compromise memo shall form part and parcel of this order.

Sd/-

Assistant Registrar(Records)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

ksa

ENCL.: XEROX COPY OF JOINT COMPROMISE MEMO.

To

1. The Judicial Magistrate, Sengottai.
2. The Sub-Inspector of Police,
Achanpudur Police Station, Tirunelveli District
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.N.S.KARTHIKEYAN, Advocate (SR-1280[F])

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09.01.2020

SV2 (CO)

TR(13.01.2020) 2P 5C