



IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 05.03.2021
CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Crl.O.P.No.3900 of 2021

WEB COPY

1. Akolan
(Minor rep.by his natural guardian
father Mr.Sasidran)

2. Syed Abudhahir ...Petitioners/Accused No.1 & 2

Versus

1.The State represented by its
Inspector of Police,
N-1, Royapuram Police Station,
Royapuram, Chennai-13. ...1st Respondent/Complainant

2.Arokiya Aakash ...2nd Respondent/Defacto-Complainant

This Criminal Original Petition is filed under Section 482
of Criminal Procedure Code praying to call for the records in
FIR No.620 of 2018 pending on the file of the first respondent
and quash the same.

For Petitioner	:	Mr.Shaikh Mehruunnisa
For Respondents	:	Mr.C.Raghavan Government Advocate (Crl. Side) for R1

O R D E R

The Criminal Original Petition has been filed to quash the
FIR in Crime No.620 of 2018, pending on the file of the
1st respondent.

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. The Affidavit dated 25.01.2021 has been filed by the
2nd respondent/de-facto complainant before this Court. The
petitioners and the second respondent were also present before
this court at the time of hearing and they were identified by
Mr.Kasiyappan, Inspector of Police, N-1, Royapuram Police
Station, Chennai. In order to identify the respective parties
they have also produced the copies of the Aadhaar Card and it
is made part of the record. In the affidavit it has been
stated that the petitioners and the second respondent have
entered into a compromise and amicably settled their issues in
Crime No.620 of 2018. 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, 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 Gujrat), and after exercising due caution as advised by the Hon'ble Supreme Court in *The State of Madhya Pradesh v. Dhruv Gurjar and Another* reported in (2019) 2 MLJ CrL 10, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.2 of 2020, on the file of the 1st respondent Police.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.620 of 2018, on the file of the 1st respondent police, is quashed and the terms of affidavit shall form part and parcel of this order. [The petitioners shall pay a sum of Rs.1000/- (Rupees One Thousand Five Hundred only) as costs, to the credit President, Tamil Nadu Advocates Clerk Association, Madras High Court, Chennai (Indian Bank, High Court Branch, A/c No.484026006, IFSC Code:IDIB000M157), within a period of one week from the date of receipt of a copy of this order and file a photocopy of the receipt along with a memo reporting compliance in the Registry].

**(*) Xerox Copy of Joint Memo of Compromise
filed by Sasidran(Father of Minor Akolan),
Syed Abudhahir and Alexander and Consent
Affidavit of the De-facto Complainant
Father namely Alexander herewith enclosed.**

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1. The Inspector of Police,
N-1, Royapuram Police Station, Royapuram, Chennai-13.
 2. The Public Prosecutor, High Court of Madras.
- Copy to : The President, Tamil Nadu Advocates Clerk Association,
Madras High Court, Chennai

AKM/08.04.21/2P-4C/

CrL.O.P.No.3900 of 2021
05.03.2021