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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.04.2021

CORAM

THE HONOURABLE MR. JUSTICE M.NIRMAL KUMAR

Cr1.O.P No.6562 of 2021

Karthikeyan

... Petitioner

vs.

1.The Inspector of Police,
Dharapuram All Women Police Station,
Tiruppur District.

2.Kanimozhi

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records and quash the FIR.No.8/2020 on the file of the Inspector of Police, Dharapuram All Women Police Station, Tiruppur District.

For Petitioner : Mr.M.Balaji

For R1 : Mr.M.Mohammed Riyaz,
Additional Public Prosecutor

For R2 : Ms.Kanimozhi (Party-in-person)

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O R D E R

The Criminal Original Petition has been filed to call for the records and quash the FIR.No.8/2020 on the file of the Inspector of Police, Dharapuram All Women Police Station, Tiruppur District.

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 17.03.2021 has been filed by the second respondent/defacto complainant before this Court. The petitioner and the second respondent/defacto complainant were also present through Video conferencing. In the above said Affidavit it has been stated that the petitioner and the second



respondent/defacto complainant have entered into a compromise and amicably settled their issues in FIR.No.8/2020. This Court also enquired both the parties and was satisfied that the parties have come to an amicable settlement between themselves.

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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 Gujarat), 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 Cr1 10, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in FIR.No.8/2020, on the file of the 1st respondent Police.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in FIR.No.8/2020, on the file of the 1st respondent police, is quashed and the terms of Joint Memo of Compromise shall form part and parcel of this order. [The petitioner shall pay a sum of Rs.1000/- (Rupees One Thousand only each) as costs, to the credit of the Chief Justice Relief Fund (payable in Accounts Section of the High Court Registry)], 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 the Joint Memo of Compromise Enclosed.

Sd/-
Assistant Registrar(CS-VII)

//True Copy//

Sub Assistant Registrar

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To

1. The Inspector of Police,
Dharapuram All Women Police Station,
Tiruppur District.

2. The Public Prosecutor,
High Court,
Madras.



Copy to:
The Section Officer,
Accounts Section,
High Court, Madras-104.

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+1cc to Mr.M.Balaji, Advocate, S.R.No.26131

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RK(CO)
CB(15/07/2021)