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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.06.2021

CORAM

THE HON'BLE MR.JUSTICE M.NIRMAL KUMAR

Crl.O.P.No.8181 of 2021

E.Perumal

...Petitioner / Accused-1

Versus

1. State rep by its,
Inspector of Police
Manali New Town Police Station
Madhavarm
Chennai 600 060.

2. Mani @ Subramani

...Respondents/De-Facto Complainant

Prayer: This Criminal Original Petition is filed under Section 482 of Criminal Procedure Code praying to call for the records relating in C.C.No.10 of 2020 on the file of the Judicial Magistrate Court-II, Ponneri quash the same.

For Petitioner : Mr.G.Mohammed Aseef

For Respondents : Mr.A.Damodaran for R1
Government Advocate (Crl.Side)

O R D E R

The Criminal Original Petition has been filed to call for the records relating in C.C.No.10 of 2020 on the file of the Judicial Magistrate Court-II, Ponneri and quash the same.

2. The case is still at the stage of 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 dated 22.03.2021 has been filed before this Court which have been signed by the petitioner and the 2nd respondent and also by their respective counsel. In the Joint Memo of compromise it has been stated that the petitioner and the second respondent have entered into a



compromise and amicably settled their issues in CC.No.10 of 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 case 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), 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 CrI 10, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the case in C.C.No.10 of 2020, pending on the file of the learned Judicial Magistrate No.II, Ponneri.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in C.C.No.10 of 2020, pending on the file of the learned Judicial Magistrate No.II, Ponneri, is quashed and the terms of joint compromise memo shall form part and parcel of this order.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

dna

To

1. The Judicial Magistrate No.II, Ponneri.
2. The Inspector of Police
Manali New Town Police Station
Madhavarm
Chennai 600 060.
3. The Public Prosecutor
High Court, Madras.

CrI.O.P.No.8181 of 2021

JPL(CO)
CT/28/07/2021