



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.11.2021

CORAM:

THE HON'BLE MR.JUSTICE M.NIRMAL KUMAR

CRL.O.P.NO.13526 OF 2021

AND

CRL.M.P.NO.7423 OF 2021

Vinoth Kumar

...Petitioner / Sole Accused

Versus

1.The Inspector of Police,
Kedar Police Station,
Villupuram District.

2.V.Dharchanamoorthis

...Respondents / Defacto Complainant

PRAYER : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure to call for the records relating to the proceedings in Crime No.1230 of 2020 on the file of the 1st respondent and quash the same.

For Petitioner : Mr.P.Surendran

For Respondents : R.Vinothraja
Government Advocate (crl.side)

O R D E R

The Criminal Original Petition has been filed to call for the records relating to the proceedings in Crime No.1230 of 2020 on the file of the 1st respondent and quash the same.

2.The case of the prosecution is that the petitioner and the second respondent/de-facto complainant are son and father and both of them are living in the same house along with defacto complainant's sister, who is a widow. Since the defacto-complainant's sister demised 20 years back, she stayed with the de-facto complainant. Whiles, on 22.07.2020 at about 7.00 A.M, the petitioner had quarreled with the defacto complainant to vacate his sister from home. When the same was refused by the de-facto complainant, the petitioner assaulted the de-facto complainant with a wooden log. Therefore, a complaint has been lodged by the de-facto complainant, based on which a case was registered in Crime No.1230 of 2020.



3.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.

4.The petitioner and the second respondent are present before this Court, confirmed that they have settled all the disputes between them. This Court also enquired both the parties and was satisfied that the parties have come to an amicable settlement between themselves.

5.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 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 Cr1 10), this Court in exercise of its jurisdiction under Section 482 Cr.P.C., quashes the First Information Report in Crime No.1230 of 2020, on the file of the 1st respondent Police.

6.This Criminal Original Petition stands allowed and as a sequel, the investigation in Crime No 1230 of 2020, on the file of the 1st respondent police, is quashed against the petitioner. Consequently, the connected Criminal Miscellaneous Petition is closed.

Sd/-
Assistant Registrar

// True Copy //

Sub Assistant Registrar

arr

To

1.The Sub Inspector of Police
Kedar Police Station,
Villupuram District.

2.The Public Prosecutor,
High Court, Madras.

+2ccs to Mr.Surendran, Advocate SR.No.59353

Cr1.O.P.No.13526 of 2021

VG-II(CO)
RVM(08/12/2021)