IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.01.2021

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THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Crl.O.P No.15876 of 2020

Rajesh Kumar Pandey .. Petitioner

Vs.

1.The State rep. by
The Inspector of Police,
All Women Police Station,
Avadi, Chennai.

2.Mamtha Pandey .. Respondents

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records in Crime No.04/2020 on the file of the first respondent and quash the same.

For Petitioner : Mr. F. Arif Nawaz

For Respondents : Mr. M. Mohamed Riyaz,
Additional Public Prosecutor

O R D E R

The Criminal Original Petition has been filed to call for the records relating to the Crime No.04 of 2020 on the file of the first respondent and quash the same by allowing this Criminal Original Petition.

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 18.09.2020 has been filed by the 2nd respondent/de-facto complainant before this Court. The petitioner and the second respondent were also present through Video conferencing and they were identified by Ms.Renuka Devi, Grade I Head Constable, AWPS Avadi Police Station, Avadi, Chennai, who was also present at the time of hearing through Video conferencing. In the affidavit it has been stated that the petitioner and the second respondent have entered into a

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compromise and amicably settled their issues in Crime No.04 of 2020. 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 Gujrath), and after exercising due caution as advised by the Hon'ble Suprme 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.04 of 2020 pending on the file of the Inspector of Police, All Women Police Station, Avadi, Chennai.

5. This Criminal Original Petition stands allowed and as a sequel, the FIR in Crime No.04 of 2020, pending on the file of the Inspector of Police, All Women Police Station, Avadi, Chennai, is quashed and the terms of affidavit shall form part and parcel of this order.

Sd/-
Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

AT

To

1.The Inspector of Police,
All Women Police Station,
Avadi, Chennai.

2.The Public Prosecutor,
High Court, Madras.

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+1cc to Mr.F. ARIF NAWAZ, Advocate, S.R.No.4453

GSM(CO)
SM/19/02/2021

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