

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.01.2021

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Crl.O.P.No.15367 of 2019

Sonal Ranka

...Petitioner/1st Accused

Vs.

1. The Inspector of Police,
Saibaba Colony Police Station,
Coimbatore City,
Crime No.437 of 2018.

...1st Respondent/Complainant

2. Chetan Ranka

... 2nd Respondent/Defecto
Complainant

Prayer: This Criminal Original Petition filed under Section 482 Cr.P.C. to call for the records and quash the FIR No.437 of 2018 dated 28.05.2018 pending investigation on the file of the first respondent police.

For Petitioner : Mr.K.S.Ilangovan

For R1 : Mr.M.Mohamed Riyaz
Additional Public Prosecutor
Mr. J. Nareshkumar for R2

ORDER

The Criminal Original Petition has been filed to quash the FIR in Crime No.437 of 2018, pending on the file of the 1st respondent Police.

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 03.11.2020 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 the Mrs.Chandralekha, Inspector of Police, Saibaba Colony Police Station, Coimbatore. 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 petitioner and the second respondent have entered into a compromise and amicably settled their issues in Crime No.437 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 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 CrL 10, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.437 of 2018, on the file of the 1st respondent Police.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.437 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 petitioner shall pay a sum of Rs.1000/- (Rupees One Thousand only) 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]. Consequently, the connected Miscellaneous Petition is also closed.

Sd/-
Assistant Registrar(CCC)

//True Copy//

सत्यमेव जयते
Sub Assistant Registrar

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To

1. The Inspector of Police,
Saibaba Colony Police Station,
Coimbatore City.
2. The Public Prosecutor
High Court of Madras
Chennai - 600 104.

Copy to

3. The Section Officer,
Accounts Section,
High Court, Madras.

4. The Section Officer,
Criminal Section,
Highcourt, Madras

+1 C.C.to Mr. Achari & Antoni Association, Sr.No.3779

Cr1.O.P.No.15367 of 2019



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