

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.01.2021

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Cr1.O.P No.17626 of 2020

1. M.Jeyakumar
2. P.Jothikumar
3. R.Dinesh
4. Purushothaman
5. Ajith Kumar @ Thalai Karthick
6. Pandi Manickam

...Petitioners

vs.

1. The State Rep. by
The Inspector of Police,
Anna Nagar Police Station,
Chennai ...1st respondent/Complainant

2. G.Dhayanithi ...2nd respondent /Defacto complainant

3. Ravichandran ...3rd respondent /victim

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records in FIR No.1 of 2020 on the file of the Inspector of Police, Anna Nagar Police Station, Chennai.

For Petitioners : Mr.M.Jaisingh
For Respondents : Mr.C.Raghavan
Government Advocate for R1
Mr.R.Selvakumar
for R2 & R3

ORDER

The Criminal Original Petition has been filed to call for the records relating to the Crime No.1 of 2020 on the file of the 1st 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 of the 2nd respondent and supporting affidavit of the 3rd respondent have been filed before this Court which have been signed by the petitioners and the respondent and also by their respective counsel. The petitioners and the second respondent were also present through Video conferencing and they were identified by Mr.Gopi, Sub Inspector of Police, Anna Nagar Police Station, Chennai, who was also present at the time of hearing through Video conferencing. In the affidavits, it has been stated that the petitioners and the second respondent have entered into a compromise and amicably settled their issues in Crime No.1 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 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.1 of 2020 pending on the file of the Inspector of Police, Anna Nagar Police Station, Chennai,

5. This Criminal Original Petition stands allowed and as a sequel, the FIR in Crime No.1 of 2020, pending on the file of the Inspector of Police, Anna Nagar Police Station, Chennai, is quashed and the terms of affidavits shall form part and parcel of this order. The petitioners shall pay a sum of Rs.750/- (Rupees Seven hundred and fifty only) each as costs, to the credit of the President, Tamil Nadu Advocates Clerk Association, Madras High Court, Chennai (Indian Bank, High Court Branch, A/c No.484026006, IFSC Code:IDIB000M157), 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.

WEB COPY

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

rka

To

1. The State Rep. by
The Inspector of Police,
Anna Nagar Police Station,
Chennai
2. The Public Prosecutor,
High Court, Madras.
3. The Section Officer,
Criminal Section, High Court Madras.

Copy to
The President
Tamil Nadu Clerk Association
Madras High Court , Chennai.

+3ccs to Mr.M.Jaisingh, Advocate, sr no.3511

EV(CO)
RMP(22/01/2021)

Crl.O.P No.17626 of 2020



WEB COPY