

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 19.02.2021
CORAM
THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH
Crl.O.P No.20436 of 2020
and Crl.M.P No.8565 of 2020

1. Saravanan @ Ajith
2. Periasamy @ Selvam .. Petitioners/Accused
Vs.

1. The State Represented by
Inspector of Police,
Namagiripet Police Station,
Namakkal District.
2. Srinivasan
3. Sabeetha .. Respondents/Victim

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records pertaining to Spl.C.C.No.32 of 2020 pending on the file of Session Judge-Fast Track - Mahila Court, Namakkal and quash the same.

For Petitioner : Mr.K.C.Karl Marx
For Respondent No.1 : Mr.M.Mohamed Riyaz
Additional Public Prosecutor
For the Respondent No.2 : L.Ramu

ORDER

The Criminal Original Petition has been filed to call for the records pertaining to the proceedings in SPL.CC.No.32 of 2020, pending on the file of Sessions Judge-Fast Track - Mahila Court, Namakkal 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. An affidavit dated 19.02.2021 has been filed by the victim girl before this Court. The petitioners and the respondents 3 & 4 were also present in person before this Court and they were identified by Mr.Kaileswaran, Sub Inspector, Namagiripet Police Station, Namakkal District. In the affidavit, it has been stated that the petitioners and the respondents 2 and 3 have entered into a compromise and amicably

settled their issues in SPL.CC.No.32 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 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 Cr1 10, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the case in SPL.CC.No.32 of 2020, pending on the file of Sessions Judge, Fast Track Mahila Court at Namakkal.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in SPL.CC.No.32 of 2020, pending on the file of Sessions Judge, Fast Track Mahila Court at Namakkal, is quashed and the terms of affidavit shall form part and parcel of this order. Consequently, the connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CS VIII)

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Sub Assistant Registrar

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To

1. The Sessions Judge,
Fast Track Mahila Court, Namakkal.

2. The Inspector of Police,
Namagiripet Police Station,
Namakkal District.

3. The Public Prosecutor,
High Court, Madras.

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PMK(CO)
CSR 28.04.2021