

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.03.2021

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

CrI.O.P No.7130 of 2017
and CrI.M.P Nos.5166 & 5167 of 2017

1. Ranjith

2. D.S.Rajendran

Petitioners

vs.

1. The State Rep. by its
The Inspector of Police,
All Women Police Station,
Kancheepuram.
(Crime No.6 of 2016)

2. R.Devi Priya

Respondents

[R2 impleaded vide this Court Order dated 14.07.2017
made in CrI.MP.No.8762 of 2017 in CrI.O.P.No.7130 of 2017]

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records pertaining to the charge sheet in P.R.C.No.1 of 2017 on the file of the Judicial Magistrate-II, Kancheepuram and to quash the same.

For Petitioners : Mr.R.Sankarasubbu

For Respondents : Mr.M.Mohammed Riyaz
Additional Public Prosecutor for R1

Mr.E.Anbu for R2

ORDER

The Criminal Original Petition has been filed to call for the records pertaining to the charge sheet in P.R.C.No.1 of 2017 on the file of the Judicial Magistrate-II, Kancheepuram and to 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. The affidavit dated 25.01.2021 has been filed by the 2nd respondent/de-facto complainant before this Court. The petitioners and the second respondent were also present and they were identified by Ms.Murugehswari, Grade-I Police Constable, All Women Police Station, Kancheepuram, who was also present at the time of hearing. In the affidavit it has been stated that the petitioners and the second respondent have entered into a compromise and amicably settled their issues in P.R.C.No.1 of 2017. 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, 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 CrI 10**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the proceeding in P.R.C.No.1 of 2017 pending on the file of the learned Judicial Magistrate-II, Kancheepuram.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in P.R.C.No.1 of 2017, pending on the file of the learned Judicial Magistrate-II, Kancheepuram, is quashed. Each of the petitioner shall pay a sum of Rs.10,000/- (Rupees Ten Thousand only) 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. Consequently, connected miscellaneous petitions are closed.

09.03.2021

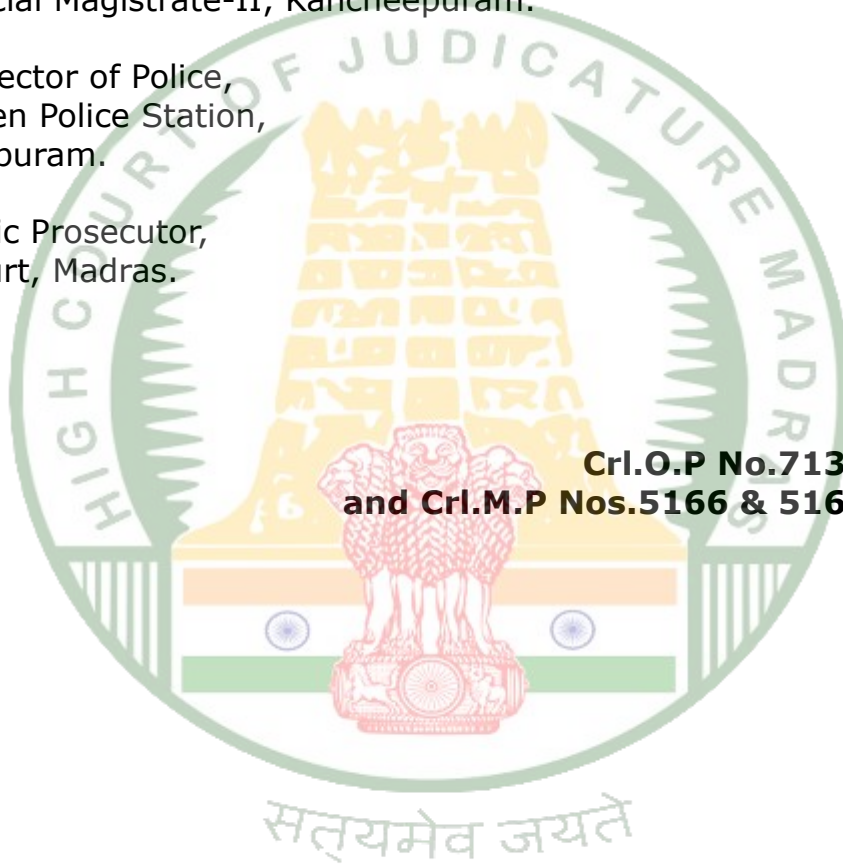
Index : Yes/No
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ssr

N. ANAND VENKATESH, J.

SSr

To

1. The Judicial Magistrate-II, Kancheepuram.
2. The Inspector of Police,
All Women Police Station,
Kancheepuram.
3. The Public Prosecutor,
High Court, Madras.



**Crl.O.P No.7130 of 2017
and Crl.M.P Nos.5166 & 5167 of 2017**

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