



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.12.2021

CORAM

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

Crl.O.P.(MD)No.1636 of 2021

1. Menaka
2. Thangadurai ... Petitioners / Accused Nos.1 & 2

Vs.

1. The State rep. By,
The Inspector of Police,
Thirukkattupalli police station,
Thanjavur District.
(Crime No.320 of 2016) ... 1st Respondent / Complainant
2. Saravanakumar ... 2nd Respondent /
Defacto Complainant

Prayer: Criminal Original petition is filed under Section 482 of Cr.P.C, to call for the records relating to the impugned final report in C.C.No.71 of 2017 on the file of the learned Judicial Magistrate, Tiruvaiyaru and quash the same.

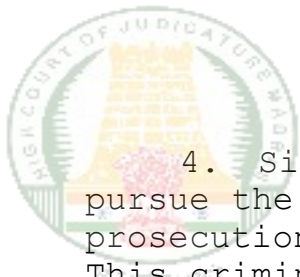
For Petitioners : Mr.C.K.M.Appaji
For R-1 : Mr.M.Sakthi Kumar,
Government Advocate.
For R-2 : Mr.Mohan

ORDER

Heard the learned counsel on either side.

2. This criminal original petition has been filed for quashing the proceedings in C.C.No.71 of 2017 on the file of the Judicial Magistrate, Thiruvaiyaru.

3. The defacto complainant Saravanakumar is present in person before me. He has been duly identified by Thiru.S.Balan, SSI-1038, attached to the first respondent police station. The parties have filed a joint compromise memo. The defacto complainant states that he does not want to pursue the matter.



4. Since the defacto complainant himself does not want to pursue the matter, no purpose will be served in keeping the impugned prosecution alive. Therefore, the impugned proceedings are quashed. This criminal original petition is allowed.

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Sd/-

Assistant Registrar (AS)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

PMU

Encl:-Photocopy of Joint Compromise Memo attached.

Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To:

1. The Judicial Magistrate,
Tiruvaiyaru, Thanjavur District.
2. The Inspector of Police,
Thirukkattupalli police station,
Thanjavur District.

Copy to:

The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.C.K.M.APPAJI, Advocate (SR-38010[F] dated 09/12/2021)
Crl.O.P.(MD)No.1636 of 2021
09.12.2021

MGJ(21.12.2021) 2P 5C