



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.02.2021

CORAM :

THE HONOURABLE Mrs. JUSTICE R. HEMALATHA

Cr1.O.P.(MD)No.1499 of 2021

WEB COPY

1.Murugan @ Murugesan
2.Premkumar
3.Surendran
4.Rani Chandra
5.Surulivel
6.Suriyakumar

... Petitioners

Vs.

1.State rep. by
The Inspector of Police,
Elumalai Police Station,
Madurai District.
Crime No.1826 of 2020.

2.Pitchai

... Respondents

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records in Crime No.1826 of 2020 pending on the file of the first respondent police and quash the same as illegal.

For Petitioners : Mr.N.Jeyaram Sidharth

For 1st Respondent : Mr.R.Erottuchamy

Government Advocate (Criminal Side)

For 2nd Respondent : Mr.J.Malai Raja

ORDER

This petition has been filed seeking to quash the charge sheet filed in Crime No.1826 of 2020 of Elumalai Police Station, Madurai District, on the basis of joint compromise memo filed by the petitioners and the second respondent.

2.The contention of the petitioners is that based on the complaint lodged by the second respondent, the first respondent registered a case in Crime No.1826 of 2020 for the offence punishable under Sections 147, 148, 294(b), 341, 324 and 506(ii) of the Indian Penal Code.

3.The further contention of the petitioners is that they wants to compromise the issue between them and the second respondent amicably. A joint memo of compromise is filed, which has been duly signed by the petitioners and the second respondent and also by their respective counsels.



4.The petitioners and the second respondent appeared in person along with their respective counsels and also produced their Aadhar cards before this Court. They were also identified by the learned Government Advocate (Criminal side) and Mr.M.A.Kubendran, Special Sub-Inspector of Police, Elumalai Police Station, Madurai District. Both the parties to compromise were enquired by me and they accepted the terms of compromise. Hence the Compromise Memo is recorded.

5.Considering the totality of the circumstances, the nature of the allegations levelled against the petitioners and also in view of the joint compromise memo, dated 25.01.2021, this Court is of the opinion that no useful purpose would be served by keeping the matter pending.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in Crime No.1826 of 2020, pending on the file of the Inspector of Police, Elumalai Police Station, Madurai District, is hereby quashed in respect of the petitioners and the terms of joint compromise memo shall form part of this order.

Sd/-

Assistant Registrar (CO)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

RM

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.

Xerox copy of Joint Compromise Memo dated 27/01/2021 enclosed.

To

1. The Inspector of Police,
Elumalai Police Station, Madurai District.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

Order made in
Crl.O.P. (MD)No.1499 of 2021
22.02.2021

KUN(CO)

SRS (08/03/2021) 2P : 3C

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