



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 23.02.2021

CORAM :

THE HONOURABLE Mrs. JUSTICE R. HEMALATHA

Crl.O.P.(MD)No.1627 of 2021

1.Ramachandran

2.Ranjith Kumar

3.Saravanan @ Saravana Kumar ...Petitioners/Accused No 1 to 3
Vs.

1.State rep. through

The Inspector of Police,
Seithur Police Station,
Seithur, Rajapalayam Taluk,
Virudhunagar District.

(Crime No.381 of 2015). ...1st Respondent/Complainant

2.K.Eswaran

...2nd Respondents/Defacto Complainant

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records in C.C.No.450 of 2016 on the file of the Judicial Magistrate Court, Rajapalayam, and quash the same.

For Petitioner : Mr.M.Thirunavukkarasu

For 1st Respondent : Mr.Erottuchamy

Government Advocate (Criminal Side)

For 2nd Respondent : Mr.K.Esakki

ORDER

This petition has been filed seeking to quash the proceedings in C.C.No.450 of 2016 on the file of the Judicial Magistrate Court, Rajapalayam, on the basis of a 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 First Information Report in Crime No.381 of 2015 for the offences punishable under Sections 294(b), 323 and 506(ii) of the Indian Penal Code.

3.The further contention of the petitioners is that they want 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.P.Manoharan, Special Sub-Inspector of Police, Seithur Police Station, Rajapalayam



Taluk. 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 29.01.2021, 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 C.C.No.450 of 2016 on the file of the Judicial Magistrate Court, Rajapalayam, is hereby quashed in respect of the petitioners/accused 1 to 3 and the terms of joint compromise memo shall form part of this order.

Sd/-

Assistant Registrar (CSII)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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

ENCL:Xerox Copy of Joint Compromise Memo

To

- 1.The Judicial Magistrate, J.M Court, Rajapalayam.
- 2.The Inspector of Police,
Seithur Police Station,
Seithur, Rajapalayam Taluk, Virudhunagar District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

Copy to
The Registrar Judicial,
Madurai Bench of Madras High Court, Madurai.
+1 CC to M/s.M.THIRUNAVUKKARASU, Advocate (SR-6797[F] dated 24/02/2021)

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23.02.2021

NSM(CO)

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