



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **27.04.2021**

CORAM:

THE HONOURABLE MR.JUSTICE **G. ILANGO VAN**
Crl.O.P. (MD)No.3137 of 2021

WEB COPY

- 1.Naveenvalavan @ Naveenkumar
- 2.Sureshkumar
- 3.Saravanan
- 4.Saravanan
- 5.Muthupandi
- 6.Muthuvel
- 7.Dheienthiran
- 8.Vassanthakumar @ Vasantharaj
- 9.Jothi Murugan
- 10.Karuppaiah
- 11.Udhayakumar
- 12.Kalidass

... Petitioners

Vs.

- 1.State Rep by
The Inspector of Police,
Oddanchatram Police Station,
Dindigul District.
(Crime No.9 of 2021)

- 2.Gunasekaran

...Respondents

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records relating to the FIR in Crime No.9 of 2021 on the file of the first respondent police and quash the same in respect of the petitioners concerned as illegal.

For Petitioners : Mr.AN.Ramanathan
For R-1 : Mr.R.Srinivasan
Government Advocate (Crl.side)
For R-2 : Mr.M.Suresh

ORDER

This petition has been filed seeking to quash the First Information Report in Crime No.9 of 2021 on the file of the first respondent police.



2.The contention of the petitioners and the second respondent is that based on the complaint lodged by the second respondent, the first respondent registered First Information Report in Crime No.9 of 2021 for the offences punishable under Sections 147, 148, 143, 294(b), 336 and 307 of Indian Penal Code r/w Section 3 of Tamil Nadu Public Property (Prevention of Damages and Loss) Act, against the petitioners.

3.The further contention of the petitioners is that they want to compromise the issue with the second respondent amicably. A joint memo of compromise was 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 through video conference before this Court along with their counsels and also produced their Aadhar cards. They were also identified by the learned Government Advocate (Criminal side) and Mr.P.Perumal, Sub-Inspector of Police, Oddanchatram Police Station, Dindigul 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 16.02.2021, this Court is of the opinion that no useful purpose will be served by keeping the matter pending. Hence, all further proceedings in Crime No.9 of 2021 pending on the file of the Inspector of Police, Oddanchatram Police Station, Dindigul District, is quashed and the compromise memo is recorded.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in Crime No.9 of 2021, pending on the file of the Inspector of Police, Oddanchatram Police Station, Dindigul 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 (AE)

// 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.

Enclose: Memo of Compromise dated 16.2.2021 in original

To

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

+1 CC to M/s.AN.RAMANATHAN, Advocate (SR-17794[F] dated 28/04/2021)

Crl.O.P.[MD]No.3137 of 2021

27.04.2021

CN(02.06.2021)3P C4