



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **04.08.2021**

CORAM:

THE HONOURABLE MR.JUSTICE **G.ILANGOAN**

CrI.O.P. (MD) No.5247 of 2021

WEB COPY

1.Selvapraveen

2.Pitchumani

3.Murugan

... Petitioners/A1 to A3

Vs.

1.State through by

The Inspector of Police,

Tirunelveli Junction Police Station,

Tirunelveli City.

In Crime No.1165 of 2020

2.Sankaranarayanan

... Respondents

PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the proceedings in C.C.No.57 of 2021 for the offences charged under Sections 448, 427, 352 and 506(i) of IPC pending trial on the file of the learned Judicial Magistrate No.IV, Tirunelveli and quash the same.

For Petitioners: Mr.Aravind Raj.R

For R1

: Mr.K.Sanjay Gandhi,

Government Advocate (CrI. Side)

For R2

: Mr.S.Vijayakumar

ORDER

This petition has been filed seeking to quash the proceedings in C.C.No.57 of 2021 pending trial on the file of the learned Judicial Magistrate No.IV, Tirunelveli.

2.The contention of the petitioners is that based on the complaint lodged by the 2nd respondent, the 1st respondent registered the First Information Report in Crime No.1165 of 2020 for the offences punishable under Sections 448, 427, 352 and 506 (i) of IPC against the petitioners.

3.The further contention of the petitioners is that they compromised the issue with the 2nd respondent amicably. A joint memo of compromise was filed, which has been duly signed by the



petitioners and the 2nd respondent and also by their respective counsels.

4.The petitioners and the 2nd respondent appeared through video conference from the Office of the learned Government Advocate (CrI. Side) before this Court along with their counsels and also produced their Aadhar cards. They were also identified by the learned Government Advocate (CrI. Side) and the Investigation Officer. Both the parties 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 07.04.2021, 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.1 of 2020 pending on the file of the 1st respondent police is quashed and the compromise memo is recorded.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in proceedings in C.C.No.57 of 2021 pending trial on the file of the learned Judicial Magistrate No.IV, Tirunelveli is hereby quashed and the terms of joint compromise memo shall form part of this order.

Sd/-

Assistant Registrar (AD-II)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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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:The Xerox copy of Compromise Memo
To

1.The Judicial Magistrate No.IV,
Tirunelveli.

2.The Inspector of Police,
Tirunelveli Junction Police Station,
Tirunelveli City.

<https://hcservices.ecourts.gov.in/hcservices/>



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

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