



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 26.11.2021

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

Crl O.P. (MD)No.9287 of 2021

Velmurugan

... Petitioner/ Sole Accused

Vs.

1.The State represented
The Inspector of Police,
Samayanallur Police Station,
Madurai District.
(Crime No.65 of 2021)

... 1st Respondent/ Complainant

2.Velusamy

... 2nd Respondent/
Defacto Complainant

Prayer : Criminal Original Petition is filed under Section 482 Cr.P.C., to call for the records in connection with Crime No.65 of 2021 pending on the file of the first respondent police and quash the same insofar as the petitioner is concerned.

For Petitioner : Mr.S.Veerapandi Selvaraj
for Mr.M.Maharaja

For Respondents : Mr.M.Sakthi Kumar
Government Advocate (Criminal Side) for R1

Ms.A.Banumathy for R2

ORDER

This Criminal Original Petition is dismissed as withdrawn.

2. A case arising under Section 306 IPC cannot be quashed based on compromise with the defacto complainant. The petitioner is given liberty to file fresh Original Petition and argue the case on merits. Since the defacto complainant herein today made it clear that he does not want to pursue the matter, he need not be again arrayed as a respondent.

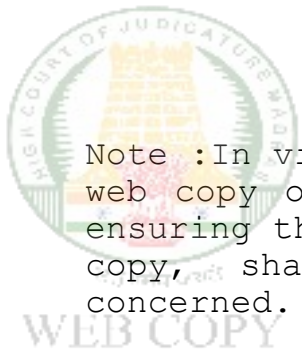
Sd/-

Assistant Registrar (AS)

// 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.

To

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

Crl O.P. (MD)No.9287 of 2021
26.11.2021

RD(04.12.2021) 2P 3C