



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :03.09.2021

CORAM

THE HONOURABLE MR.JUSTICE G.ILANGO VAN

Crl.O.P(MD)No.12632 of 2021

WEB COPY

1.D.Packia Raj

2.S.Ebanezar

... Petitioners / Accused No.1 & 2

Vs.

1.The Inspector of Police,
Radhapuram Police Station,
Tirunelveli District.
(Crime No.135 of 2019)

... 1st Respondent / Complainant

2.A.Stanis Sahaya Suresh
[In the First Information Report
the 2nd respondent's name was wrongly
stated as Suresh]

... 2nd Respondent / Defacto
Complainant

PRAYER: Criminal Original Petition filed under Section 482 of Criminal Procedure Code, to call for the records relating to the impugned FIR in Crime No.135 of 2019 on the file of 1st respondent and quash the same.

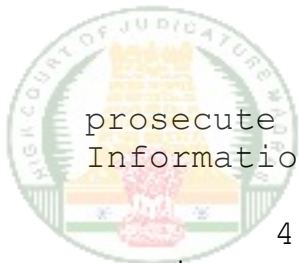
For Petitioners : Mr.V.Angusamy
For Respondents : Mr.K.Sanjai Gandhi
Government Advocate
(Crl. side) for R1
Mr.A.Balaji for R2

ORDER

Heard both sides.

2.This Criminal Original Petition has been filed to quash the First Information Report in Crime No.135 of 2019 on the file of the first respondent police, for the offences punishable under Section 379 of IPC.

3.The second respondent / defacto complainant as well as the petitioners/accused 1 and 2 are present before this Court and they are identified by the respective learned counsel and both the parties have filed joint compromise memo stating that the matters in issue between them has been amicably resolved and therefore, the second respondent / defacto complainant is not willing to



prosecute the case and therefore would pray for quashing the First Information Report.

4.The compromise memo is filed before this Court and the parties are also present at the learned Additional Public Prosecutor office and their identity has also been verified through video conference. Since the matters in issue has been compromised between the parties, no purpose will be served in keeping the First Information Report pending.

5.In the result, by recording the compromise, this Criminal Original Petition is allowed and the proceedings in Crime No.135 of 2019, on the file of the first respondent police is quashed. The joint compromise memo shall form part and parcel of this order.

Sd/-

Assistant Registrar (CS II)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

sj i

Note:(i) 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,
Radhapuram Police Station,
Tirunelveli District.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.V.ANGUSAMY, Advocate (SR-28293[F] dated 06/09/2021)

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NSN(CO)
SB(14.09.2021) 2P 4C