



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 06.01.2021

CORAM :

THE HONOURABLE Mrs. JUSTICE R. HEMALATHA

Crl.O.P.(MD)No.15721 of 2020

WEB COPY

1.A.Karthi
2.G.Senthil @ Senthil Kumar
3.K.Ravi @ Ravikumar
4.K.Ranjith @ Ranjith Kumar
5.P.Sridhar
6.P.Sakthivel
7.R.Sethu @ Sethuraman
8.S.Kavi @ Kabilan

... Petitioners

Vs.

State through

1.The Inspector of Police,
Othakadai Police Station,
Madurai District.

2.M.Praveen Kumar

... Respondents

Prayer : Criminal Original Petition filed under Section 482 of Cr.P.C to call for the records in Crime No.144/2020 on the file of the first respondent police and quash the same.

For Petitioners : Mr.P.Thambidurai

For 1st Respondent : Mr.R.Erottuchamy
Government Advocate (Crl. Side)

For 2nd Respondent : Mr.A.S.Vaigunth

ORDER

This petition has been filed seeking to quash the charge sheet filed in Crime No.144/2020 of Othakadai Police Station, Madurai District, 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 a case in Crime No.144/2020 for the offences punishable under Sections 147, 148, 294(b), 323, 506(ii) of IPC and Sections 3(1)(r), 3(1)(s), 3(2)(va) of the Schedule Caste and Schedule Tribes (Prevention of Atrocities) Act, 1989, against the petitioners.

3.The further contention of the petitioners and the second respondent is that they want to compromise the issue between them amicably and a joint memo of compromise is also filed in the typed set of papers, which have 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. Their identification were also verified by this Court, in addition to the confirmation of the identification of the parties by the learned Government Advocate (Crl. side) and Mr.S.Singaraj, Sub-Inspector of Police, Othakadai Police Station, Madurai District.

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 15.07.2020, this Court is of the opinion that no useful purpose would be served in keeping the matter pending and hence, all further proceedings in Crime No.144/2020 pending on the file of the Inspector of Police, Othakadai Police Station, Madurai District, is liable to be quashed.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in Crime No.144/2020, pending on the file of the Inspector of Police, Othakadai Police Station, Madurai District, is hereby quashed in respect of the petitioners/accused 1 to 8 and the terms of joint compromise memo shall form part and parcel of this order.

Sd/-

Assistant Registrar (RTI)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

ENCL : Xerox copy of Joint Compromise Memo.
rm

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,
Othakadai Police Station,
Madurai District.



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

+1 CC to M/s.P.THAMBI DURAI, Advocate (SR-473[F] dated 07/01/2021)

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CrI.O.P. (MD) No.15721 of 2020
(1/2)

06.01.2021

sj (CO)
KK (25.01.2021) 3P 4C