



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **21.12.2021**

CORAM:

THE HONOURABLE MR.JUSTICE **G.ILANGO VAN**

Crl.O.P. (MD) No.14979 of 2020

and Crl.M.P. (MD) .No.7167 of 2020

WEB COPY

- 1.Murugan
- 2.Gnanasing @ Gnanasing Durai
- 3.Edison
- 4.Ebenezer
- 5.Maniraja @ Mani
- 6.Sakthivel
- 7.Mookan @ Arumugam
- 8.Ajay Sharma
- 9.Sudalaikannu
- 10.Pandaram
- 11.Raja @ Petchiraja

... Petitioners/

Accused No.1 to 5 & 7 to 12

Vs.

- 1.State represented by
The Inspector of Police,
Rameswaram Town Police Station,
Ramanathapuram District. ... 1st Respondent/Complainant
- 2.Venkatesan ... 2nd Respondent/
Defacto Complainant

PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records in Crime No.234 of 2020 on the file of the respondent police and quash the same.

For Petitioners : Ms.D.Deepamathi
For R1 : Mr.S.Manikandan
Government Advocate (Crl.Side)

For R2 : Mr.M.Arumugam

ORDER

This petition has been filed seeking to quash the impugned FIR in Crime No.234 of 2020 on the file of the 1st respondent police.



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.234 of 2020 for the offences punishable under Sections 417 and 420 of IPC against the petitioners.

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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 Government Advocate (Crl.Side) before this Court along with their counsels and also produced their Aadhar cards. They were also identified by the learned Government Advocate (Crl.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 21.12.2020, 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.234 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 Crime No.234 of 2020, pending on the file of the 1st respondent police is hereby quashed in respect of the petitioners and the terms of joint compromise memo shall form part of this order. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS-II)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

TM

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.



Encl: (Joint Compromise Memo)

To

- 1.The Inspector of Police,
Rameswaram Town Police Station,
Ramanathapuram District.
 - 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.
- +1 CC to M/s.M.ARUMUGAM, Advocate (SR-40080[F] dated 22/12/2021)

Crl.O.P. (MD) No.14979 of 2020
21.12.2021

AP (12.01.2022) 3P 4C