



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 08.01.2021

CORAM :

THE HONOURABLE Mrs. JUSTICE R. HEMALATHA

Crl.O.P.(MD)No.15727 of 2020

R.Kannan

]...Petitioner/Sole Accused

Vs.

1.The State through

The Inspector of Police,
Nagamalaipudukottai Police Station,
Madurai District.

(Crime No.2340 of 2020)

...1st Respondent/Complainant

2.K.Panbalan

...2nd Respondent/Defacto Complainant

Prayer : Criminal Original Petition filed under Section 482 of Cr.P.C., to call for the records in Crime No.2340 of 2020 pending on the file of the respondent police and quash the same as illegal.

For Petitioner : Mr.S.Malaikani

For 1st Respondent : Mr.R.Erottuchamy

Government Advocate (Crl. Side)

For 2nd Respondent : Mr.A.Abdul Kabur

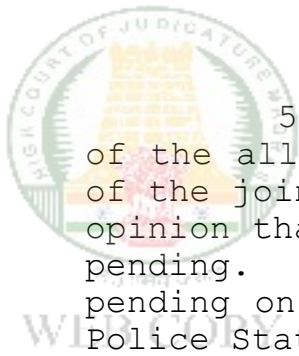
ORDER

This petition has been filed seeking to quash the charge sheet filed in Crime No.2340/2020 of Nagamalaipudukottai Police Station, Madurai District, on the basis of joint compromise memo filed by the petitioners and the second respondent.

2.The contention of the petitioner is that based on the complaint lodged by the second respondent, the first respondent registered a case in Crime No.2340/2020 for the offences punishable under Sections 341, 294(b), 355 and 506(ii) of IPC, against the petitioner.

3.The further contention of the petitioner and the second respondent is that they want to compromise the issue between them amicably. They also filed a joint memo of compromise, which has been duly signed by the petitioner and the second respondent and also by their respective counsels.

4.The petitioner and the second respondent appeared in person along with their respective counsels and also produced their Aadhar card before this Court. They were also identified by the learned Government Advocate (Crl. side) and Mr.N.Kamalamuthu, Sub-Inspector of Police, Nagamalaipudukottai Police Station, Madurai District.



5.Considering the totality of the circumstances, the nature of the allegations levelled against the petitioner and also in view of the joint compromise memo, dated 02.12.2020, this Court is of the opinion that no useful purpose would be served by keeping the matter pending. Hence, all further proceedings in Crime No.2340/2020 pending on the file of the Inspector of Police, Nagamalaipudukottai Police Station, Madurai District, is quashed.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in Crime No.2340/2020, pending on the file of the Inspector of Police, Nagamalaipudukottai Police Station, Madurai District, is hereby quashed in respect of the petitioner/sole accused and the terms of joint compromise memo shall form part of this order.

Sd/-

Assistant Registrar (AS)

// 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.

ENCL: Xerox Copy of Joint Compromise Memo

To

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

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

Crl.O.P. (MD)No.15727 of 2020
08.01.2021

PU (CO)

KB(22.01.2021) 2P 3C