



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **02.11.2021**

CORAM:

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

Crl.O.P. (MD) No.16474 of 2021

1.Sathishkumar
2.Sathya
3. Santhi
4.Ajith @ Ajithkumar ... Petitioners /Accused Nos.1 to 4

Vs.

1. The Deputy Superintendent of Police,
Thiruvadanai,
Ramanathapuram District.
2. The Inspector of Police,
All Women Police Station,
Thiruvadanai,
Ramanathapuram District. ... Respondents 1 and 2/Complainant
3.Komala ... 3rd Respondent/Defacto Complainant

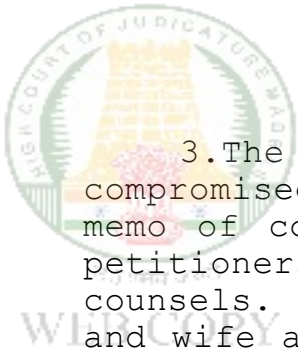
PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records pertaining to FIR in Crime No.10 of 2021 on the file of the 2nd respondent police and quash the same as illegal.

For Petitioners : M/s. C.Senthil Murugan
For R1 & R2 : Mr. RMS.Sethuraman
Additional Public Prosecutor (Crl.Side)
For R3 : Mr.G. Vishnuram

ORDER

This petition has been filed seeking to quash the impugned FIR in Crime No.10 of 2021 on the file of the 2nd respondent police.

2.The contention of the petitioners is that based on the complaint lodged by the 3rd respondent, the 2nd respondent registered the First Information Report in Crime No.10 of 2021 for the offences punishable under Sections 498(A), 494, 506(i) IPC and Section 3(1)(r) and 3(1)(s) of SC / ST (Prevention of Atrocities) Amendment Act, 2015 against the petitioners.



3.The further contention of the petitioners is that they compromised the issue with the 3rd respondent amicably. A joint memo of compromise was filed, which has been duly signed by the petitioners and the 3rd respondent and also by their respective counsels. It is also stated that the dispute between the husband and wife and the marriage is dissolved. The defacto complainant stated that she has not received any amount from the Government as per the Special Act.

4.The petitioners and the 3rd respondent appeared through video conference from the Office of the Additional Public Prosecutor (Crl.Side) before this Court along with their counsels and also produced their Aadhar cards. They were also identified by the learned Additional Public Prosecutor (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 21.10.2021, 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.10 of 2021 pending on the file of the 2nd 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.10 of 2021, pending on the file of the 2nd respondent police is hereby quashed in respect of the petitioners and the terms of joint compromise memo shall form part of this order.

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.

Encl : Joint Compromise Memo



To

1. The Deputy Superintendent of Police,
Thiruvadanai,
Ramanathapuram District.
2. The Inspector of Police,
All Women Police Station,
Thiruvadanai, Ramanathapuram District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.C. SENTHILMURUGAN, Advocate (SR-33632[F] dated
02/11/2021)

Crl.O.P. (MD) No.16474 of 2021

02.11.2021

USK (17.12.2021) 3P 5C