



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.04.2022

CORAM :

THE HONOURABLE MR.JUSTICE A.D.JAGADISH CHANDIRA

Crl.O.P.No.9682 of 2022

S.Sagubar Sadiq

...Petitioner / Sole Accused

-Vs-

1. The Inspector of Police,
F2 Egmore Police Station,
Chennai.

2.Feroz Khan

..Respondents / Complainant / Defacto Complainant

Prayer : Criminal Original Petition is filed under Section 482 of the Criminal Procedure Code, praying to call for the records in Crime No.120 of 2022 on the file of the 1st respondent and quash the same.

For Petitioner : Mr.V.Karnan

For Respondents : Mr.A.Gokulakrishnan
Additional Public Prosecutor
for R1.

O R D E R

This Criminal Original Petition has been filed to call for the records in Crime No.120 of 2022 on the file of the 1st respondent and quash the same.

2.The case is under investigation. By passage of time, the parties have decided to bury their hatchet and compromise the dispute amicably among themselves.

3.The affidavit of the 2nd respondent/defacto complainant has been filed before this Court, which has been signed by the 2nd respondent/defacto complainant and both the parties are present before this Court and they were identified by their respective counsel. This Court also enquired both the parties and satisfied that the parties have come to an amicable



WEB COPY

5.I submit that pursuant to the above compromise I undertake to file a supporting affidavit to quash the above case and thereby I am filing this affidavit with full conscious and on my own will.

6.I submit that I will be greatly prejudiced if the case in Crime No.120/2022 on the file of the 1st respondent is not quashed."

4. Under such circumstances, no useful purpose will be served in keeping the proceedings in Crime No.120 of 2022 pending, even though, the offences involved are not compoundable in nature. In the light of the guidelines given by the Hon'ble Supreme Court reported in 2017 9 SCC 641-(Parbathbhai Aahir @ Parbathbhai Vs. State of Gujrat), this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quash the proceedings in Crime No.120 of 2022.

5.Accordingly, this Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime.No.120 of 2022 on the file of the 1st respondent police, is quashed and the affidavit of the 2nd respondent/defacto complainant shall form part and parcel of this order.

(*)Herein enclosed the xerox copy of the Affidavit of the 2nd Respondent.

Sd/-
Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

jas/tsh

To

1. The Inspector of Police,
F2 Egmore Police Station,
Chennai.
2. The Public Prosecutor,
High Court, Madras.

CrI.O.P.No.9682 of 2022

BR[co]
NSK 10/05/2022