



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.04.2022

CORAM :

THE HONOURABLE MR.JUSTICE A.D.JAGADISH CHANDIRA

CRL.O.P.NO.9941 OF 2022

1. Mukesh
2. Jagadeesh
3. Nalini
4. Bobby @ Kotteswari

... Petitioners/Accused 1 to 4

-Vs-

1. State by,
The Inspector of Police
P-2 Otteri Police Station
Chennai - 600 012.
Crime No.88 of 2011

... 1st Respondent/Complainant

2. Sumithra

... 2nd Respondent/Defacto Complainant

Prayer : Criminal Original Petition is filed under Section 482 of the Criminal Procedure Code, praying to quash the proceedings in C.C.No.5 of 2020, which is pending before the Additional Mahila Court, Egmore, Chennai on the ground of compromise.

For Petitioners : Mr.M.Duraimurugan

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

O R D E R

This Criminal Original Petition has been filed, to quash the proceedings in C.C.No.5 of 2020, which is pending before the Additional Mahila Court, Egmore, Chennai on the ground of compromise.



3. A Joint Memo of Compromise has been filed before this Court, which have been signed by the petitioners and the second respondent and also by their respective counsel. The petitioners and the second respondent were also present in person before this Court and they were identified by the respondent Police and by the learned counsel for the petitioners. This Court also enquired both the parties and was satisfied that the parties have come to an amicable settlement between themselves. The relevant portion of the Joint Memo of Compromise dated 21.04.2022 is extracted hereunder:

2.The petitioners and the defacto complainant submits that in the meanwhile on the intervention of the elders, the dispute between petitioners and the 2nd respondent is settled and compromised, since they are relatives and are living in harmony peacefully in their area and they have no grudge against each other. Further, they have undertaken not to indulge in any litigation against each other and to withdraw the criminal case which is pending. The 2nd respondent does not intend to proceed with her complaint or any criminal case against the petitioner. The 2nd respondent have no objection to the quashing of the proceedings in C.C.No.5 of 2020 which is pending before the Additional Mahila Court, Egmore, Chennai."

<https://hcservices.ecourts.gov.in/hcservices/>



Court reported in 2017 9 SCC 641-(Parbathbhai Aahir @ Parbathbhai Vs. State of Gujrath), this Court in exercise of its jurisdiction under Section 482 Cr.P.C., quashes the proceedings in C.C.No.5 of 2020.

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5. Accordingly, this Criminal Original Petition is allowed and as a sequel, the proceedings in C.C.No.5 of 2020 on the file of the Additional Mahila Court, Egmore, Chennai, is quashed and the terms of joint compromise memo dated 21.04.2022 shall form part and parcel of this order.

* Herein Enclosed the Xerox Copy of the Joint Memo of Compromise.

Sd/-

Assistant Registrar(CS-III)

//True Copy//

Sub Assistant Registrar

gsk

To

1. The Additional Mahila Court,
Egmore, Chennai.
2. The Inspector of Police,
P-2 Otteri Police Station,
Chennai - 600 012.
3. The Public Prosecutor,
High Court, Madras.

+1cc to M/s.M.Duraimurugan, Advocate, S.R.No.29855

Cr1.O.P.No.9941 of 2022

AK-II(CO)
RLP(19/05/2022)