



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 28.01.2022

**CORAM**

**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN**

**Crl.O.P(MD)No.1519 of 2022**

A.Thibakar ... Petitioner No.1/ Sole Accused

Vs.

1.The State represented by  
The Inspector of Police,  
All Woman Police Station,  
Melur Taluk,  
Madurai District.  
(Crime No.11 of 2020)

... 1<sup>st</sup> respondent/ Complainant

2.XXXXX

... 2<sup>nd</sup> Respondent/  
Defacto Complainant

**Prayer:** Criminal Original Petition is filed under Section 482 Cr.P.C., to call for the records in special S.C.No.88 of 2020 in Crime No.11 of 2020 on the file of the learned Special Court for POCSO Act, Madurai and quash the same.

For Petitioner : Mr.A.Prabhu Raj

For Respondents : Mr.E.Antony Sahaya Prabahar  
Additional public Prosecutor for R.1

**ORDER**

The petitioner is facing trial in Spl.S.C.No.88 of 2020 on the file of the learned Special Court POCSO Act, Madurai.

2. The only allegation of the petitioner is that he had held the hands of the victim without her consent. The petitioner is aged about 22 years. The defacto complainant is present in person before this Court. She has been duly identified by M.Jeyapradha, WHC 1830, All Women Police Station, Melur. The allegations are rather minor. Since the victim does not want to pursue the matter, no purpose will be served in keeping the prosecution alive. The parties have also filed a joint Compromise Memo dated 10.01.2022. The



impugned proceedings are quashed. This Criminal Original Petition is allowed. The Compromise Memo shall form part of the record.

Sd/-

Assistant Registrar (AE)

// True Copy //

WEB COPY

/ /2022

Sub Assistant Registrar(CS)

Mga

Enclosed herewith Copy of the Joint Compromise Memo

**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.

To

- 1.The Special Court for POCSO Act,  
Madurai.
- 2.The Inspector of Police,  
All Woman Police Station,  
Melur Taluk,  
Madurai District.
- 3.The Additional Public Prosecutor,  
Madurai Bench of Madras High Court,  
Madurai.

+1 CC to M/s.A.PRABHU RAJ, Advocate ( SR-3074[F] dated 31/01/2022 )

CrI.O.P(MD)No.1519 of 2022  
28.01.2022

RD(28.02.2022) 2P 5C