



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 31.01.2022

CORAM :

WEB COPY

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

Crl.O.P(MD)No.1238 of 2022

1.Bibin @ Bibin Priyan
2.Anto Sujin @ Sujin

... Petitioners/Accused No.1&2

Vs.

1.The State Rep by
The Sub Inspector of Police,
Manavalakurichy Police Station,
Kanniyakumari District.
(Crime No.47 of 2019)

...1st Respondent/Complainant

2.Pradheep

...2nd Respondent/
Defacto Complainant

Prayer: This Criminal Original Petition is filed under Section 482 of Cr.P.C., to quash the charge sheet filed by the 1st respondent police in C.C.No.301 of 2020 on the file of the Judicial Magistrate Court, Eraniel, Kanniyakumari District.

For Petitioners : Mr.N.Pragalathan

For Respondents : Mr.B.Thanga Aravindh,
Govt. Advocate (Crl. Side) for R1.

Mr.K.Muthurakkan for R2.

O R D E R

This criminal original petition has been filed for quashing the impugned proceedings in C.C.No.301 of 2020 on the file of the Judicial Magistrate Court, Eraniel, Kanyakumari District.

2.The defacto complainant/Pradheep is present before this Court in person through video conferencing. He has been duly identified by Mr.P.Xavier, Sub Inspector of Police attached to first respondent police station. The parties have filed a memo of joint compromise. The defacto complainant categorically states before this Court that he does not want to pursue the complaint. When the parties have arrived at an amicable settlement and the defacto complainant does not want to pursue the complaint, no purpose will be served in keeping the impugned prosecution alive. The impugned proceedings



stand quashed. The criminal original petition is allowed. The memo of joint compromise will form part of the order.

Sd/-

Assistant Registrar (Records)

// True Copy //

WEB COPY

/ /2022

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.

To:

Enclose xerox copy of Joint Compromise Memo.

- 1.The Judicial Magistrate,
Eraniel,
Kanyakumari District.
- 2.The Sub Inspector of Police,
Manavalakurichy Police Station,
Kanniyakumari District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.N.PRAGALATHAN, Advocate (SR-3311[F] dated 01/02/2022)

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RK(15/02/2022) 2P 5C