



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 11.03.2022

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P. (MD)No.2013 of 2021

and

Crl.M.P(MD)No.980 of 2021

A.Aravindh

... Petitioner/Accused No.1

Vs.

1.State represented by,

The Inspector of Police,
All Women Police Station,
Madurai South,
Madurai City.

(Crime No.11 of 2019). ... 1st Respondent/Complainant

2.Nandhini

... 2nd Respondent/Defacto complainant

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C., to call for the entire records pertaining to the case in Crime No.11 of 2019 on the file of the first respondent and quash the same sofar as the petitioner/Accused No.1 is concerned.

For Petitioner	: Mr.A.Kannan
For R - 1	: Mr.B.Thanga Aravindh
	Government Advocate (Crl. Side)
For R - 2	: Mr.C.Vakeeswaran

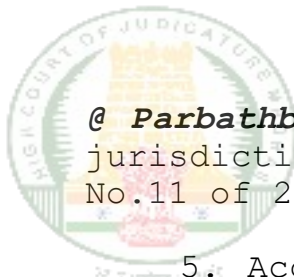
ORDER

The Criminal Original Petition has been filed to quash the FIR as against the petitioner/Accused No.1 in Crime No.11 of 2019 on the file of the first respondent for the alleged offence under Section 498A of I.P.C.

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. A Joint Memo of Compromise has been filed before this Court which has been signed by the petitioner and the second respondent and also by their respective counsel.

4. Under such circumstances, no useful purpose will be served in keeping the FIR in Crime No.11 of 2019 pending on the file of the first respondent, 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 Gujrath**), this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the FIR in Crime No.11 of 2019.

5. Accordingly, this Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.11 of 2019 pending on the file of the first respondent is quashed and the terms of Joint Memo of Compromise shall form part and parcel of this order. The petitioner shall pay a sum of Rs.5,000/- (Rupees Five Thousand only) as costs, to the District Siddha Medical Officer, CCRI, Periyakulam in State Bank of India, Periyakulam Branch bearing Account No.10767823177, IFSC No.SBIN000898, MICR Code No.625002601, on or before 18.03.2022 and the receipt of payment shall be produced before the first respondent, failing which the order shall stand dismissed automatically without any further reference to this Court. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

ps

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:Xerox Copy of Joint Compromise Memo

To

- 1.The Inspector of Police,
All Women Police Station,
Madurai South, Madurai City.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

COPY TO:

THE DISTRICT SIDDHA MEDICAL OFFICER,
CCRI, PERIYAKULAM.

Order made in
Cr1.O.P(MD)No.2013 of 2021
11.03.2022

PK(CO)

GC(14.03.2022) 2P 4C

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