



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.02.2022

CORAM:

THE HONOURABLE MR.JUSTICE **G.K.ILANTHIRAIYAN**

Cr1.O.P. (MD) .No.2589 of 2022

WEB COPY

1. Prasath
2. Madhan Kumar ... Petitioners/Accused Nos.1 & 2
Vs.

1.State rep. by
The Inspector of Police,
Gandamanur Vilakku Police Station
Theni District ... 1st Respondent / Complainant

2. Selvakasi ... 2nd Respondents / Defacto complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C. to call for the records pertaining to the FIR in Crime No.100 of 2019 on the first respondent police and quash the same.

For Petitioners : Mr.K.Sathish Kumar

For R-1 : Mr.R.M.Anbunithi
Additional Public Prosecutor

For R-2 : Mr.Krishnadoss

ORDER

The Criminal Original Petition has been filed to quash the proceedings in Crime No.100 of 2019 on the file of the first respondent for an alleged offences under Sections 143,147,294(b), 323,324,506(i) of IPC.

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 petitioners 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.100 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 Gujrat)**, this Court in exercise of its



jurisdiction under Section 482 Cr.P.C. quashes the FIR in Crime No.100 of 2019.

5.This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.100 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 petitioners shall pay a sum of Rs.5000/- (Rupees Five Thousand only) as costs, to the High Court Legal Services Authority, Madurai Bench of Madras High Court, Madurai, on or before 11.02.2022.

Sd/-

Assistant Registrar(CS-)

// True Copy //

10/02/2022

Sub Assistant Registrar(CS)

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ENCL.: XEROX COPY OF JOINT COMPROMISE MEMO.

To

1. The Inspector of Police,
Gandamanur Vilakku Police Station
Theni District
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Copy to

The Officer Incharge,
Legal Services Authority,
Madurai bench of Madras High Court,
Madurai.

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pk(CO)

TR(10.02.2022) 2P 4C