



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 21.02.2022
CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P. (MD)No.2729 of 2022

and

Crl.M.P(MD)No.2035 of 2022

1.Vetrivel
2.Satheesh @ Sathishkumar
3.Ramakrishnan

... Petitioners/Accused Nos.1 to 3

Vs.

1.The Inspector of Police,
Pazhavoor Police Station,
Tirunelveli District.
(Crime No.157 of 2017)

... 1st Respondent/Complainant

2.Kavitha

... 2nd Respondent/
Defacto Complainant

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C., to call for the records relating to the FIR in Crime No.157 of 2017 on the file of the respondent police and quash the same as against the petitioners are concerned.

For Petitioners	: Mr.M.KARUPPASAMY, Advocate
For R - 1	: Mr.K.SANJAI GANDHI Government Advocate (Crl. Side)
For R - 2	: Mr.T.RAMAR, Advocate

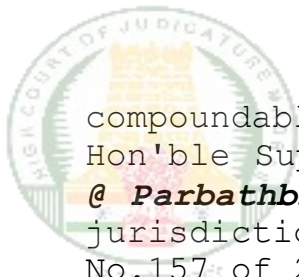
ORDER

The Criminal Original Petition has been filed to quash the FIR as against the petitioners/Accused Nos.1 to 3 in Crime No.157 of 2017 on the file of the first respondent for the alleged offences under Sections 294(b), 354 and 323 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 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.157 of 2017 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.157 of 2017.

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5. Accordingly, this Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.157 of 2017 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.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 23.02.2022. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar (CS.I)

// True Copy //

22/02/2022

Sub Assistant Registrar(CS II)

Enclosure 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 INSPECTOR OF POLICE,
PAZHAVOOR POLICE STATION,
TIRUNELVELI DISTRICT.
- 2.THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

COPY TO:

THE DISTRICT SIDDHA MEDICAL OFFICER,
CCRI, PERIYAKULAM

Order made in
Crl.O.P(MD)No.2729 of 2022
21.02.2022

SA (22.02.2022) 2P 4c