



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.02.2022

CORAM:

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

Crl.O.P.(MD)No.3673 of 2022

Mugesh kannan

... Petitioner/Sole Accused

Vs

1.The Inspector of Police,  
Thiruppuvanam Police Station,  
Sivagangai District.  
(Crime No.453 of 2021)

2. Kasirajan

... Respondent/Defacto Complainant

**Prayer:** Criminal Original Petition filed under Section 482 Cr.P.C. to call for the records pertaining to the FIR in Crime No. 453 of 2021 dated 16.11.2021 on the file of Respondent No.1 and quash the same as illegal.

For Petitioner : Mr.R.Venkatesan

For Respondent : Mr.R.M.Anbunithi  
No.1 Additional Public Prosecutor

For Respondent : Mr.P.Kumarasamy  
No.2

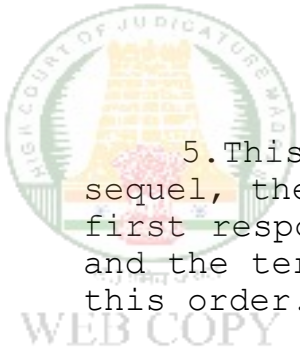
#### **ORDER**

The Criminal Original Petition has been filed to quash the proceedings in Crime No.453 of 2021 , on the file of the first respondent police.

2.The case is still at the stage of 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 have 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 First Information Report pending before the respondent police. 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 First Information Report in Crime No. 453 of 2021 pending on the file of the first respondent police.



5.This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.453 of 2021 , on the file of the first respondent police, is quashed insofar as the petitioner alone and the terms of joint compromise memo shall form part and parcel of this order.

Sd/-

Assistant Registrar (AE)

// True Copy //

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Sub Assistant Registrar(CS)

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To

- 1.The Inspector of Police,  
Thiruppuvanam Police Station,  
Sivagangai District.
- 2.The Additional Public Prosecutor,  
Madurai Bench of Madras High Court,  
Madurai.

+1 CC to M/s.R.VENKATESAN, Advocate ( SR-8492[F] dated 24/02/2022 )  
Crl.O.P. (MD)No.3673 of 2022  
23.02.2022

MGJ(05.03.2022) 2P 4C