



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 17.03.2022

CORAM:

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

Crl.O.P.(MD) No.5005 of 2022

M.P.Selvakumar

...Petitioner

Vs.

The State rep.by,

1. The Inspector of Police
Checkanurani Police Station
Madurai District

... 1st Respondent/ Complainant

2.P.Kannan

... 2nd Respondent / Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying to to call for the records in Crime No.47 of 2022 under Sections 286 and 336 of IPC pending on the file of the first respondent police in so far as the petitioner/A1 is concerned.

For Petitioner	:	Mr.R.Aravindan
For Respondents	:	Mr.R.M.Anbunithi
No.1	:	Additional Public Prosecutor
No.2	:	Mr.G.Ramanathan

ORDER

The Criminal Original Petition has been filed to quash the proceedings in Crime No.47 of 2022, 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.47 of 2022 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.47 of 2022, on the file of the first respondent police, is quashed and the terms of joint compromise memo 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 on or before 25.03.2022 and produce the receipt before the respondent police, failing which the order shall stand dismissed automatically without any further reference to this Court.

Sd/-
Assistant Registrar

/TRUE COPY/

/ /2022
Sub Assistant Registrar(CS)

aav
Encl: Joint Compromise Memo

To

1. The Inspector of Police
Checkanurani Police Station
Madurai District
2. The Additional Public Prosecutor
Madurai Bench of Madras High Court
- 3 The District Siddha Medical Officer,
CCRI, Periyakulam, Theni District.
- 4 The Section Officer, Criminal Section,
Madurai Bench of Madras High Court, Madurai.

Crl.O.P.(MD) No.5005 of 2022
17.03.2022

MK/18.03.2022/2P/5C