



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.03.2022

CORAM:

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

Crl.O.P.(MD) No.5217 of 2022

WEB COPY

1. Hari @ Hari Prakash
2. Mohammed Asarudeen @ Ansari
3. Karthick Raja @ Puluvaan Karthick
4. Karthick @ Kisi Karthick
5. Dinesh @ Thotta Dinesh
6. Ramasubramanian @ Smart Raman
7. Vigneshwar
8. Ashwin Sasi Kumar
9. Kannan

...Petitioners/Accused No 1 to 9

Vs.

1. State Rep. by
The Inspector of Police,
Teppakulam Police Station,
Madurai City.
(Cr.No.612/2021)

... 1st Respondent/Complainant

2. Irulraj

...2nd Respondent/Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying to call for the records of FIR in Crime No.612/2021 on the file of the Theppakulam Police Station dated 29/11/2021 and to quash/Accused 1 to 9 the same as far as the petitioners are concerned.

For Petitioners	:	Mr.S.Loganathan
For Respondents	:	Mr.R.M.Anbunithi
No.1		Additional Public Prosecutor
For Respondent	:	Mr.M.Mukesh Sharma
No.2		

ORDER

The Criminal Original Petition has been filed to quash the proceedings in Crime No.612 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 petitioners 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 Gujrat)**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.612 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.612 of 2021, 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 petitioners shall pay a sum of Rs.5,000/- (Rupees Five Thousand only) as costs, to the **to the credit of Government of Tamil Nadu, CMPRF in IOB**, Secretariat Branch, Chennai-9 (Account No.11720 10000 00070, IFSC Code: IOBA0001172) on or before on or before 31.03.2022 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 (CS-III)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

aav

ENCL:Xerox Copy of Joint Compromise Memo

To

1. The Inspector of Police,
Teppakulam Police Station, Madurai City.
2. The Additional Public Prosecutor
Madurai Bench of Madras High Court, Madurai.

COPY TO:

THE OFFICER INCHARGE,
THE CHIEF MINISTER PUBLIC RELIEF FUND,
SECRETARIAT, CHENNAI - 9.

+10 CC to M/s.S.LOGANATHAN, Advocate (SR-13148[F]
dated 21/03/2022)

Crl.O.P.(MD) No.5217 of 2022
21.03.2022

kmv (CO)

GC (23.03.2022) 2P 14C

<https://hcservices.ecourts.gov.in/hcservices/>