



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.03.2022

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P (MD) No.5337 of 2022

WEB COPY

Sankaranarayanan

... Petitioner/Sole Accused

Vs

1.State Rep. by

The Deputy Superintendent of Police,
All Women Police Station,
Kumbakonam,
Thanjavur District.

... 1st Respondent/Complainant

2.Ganga Sri

... 2nd Respondent/Defacto
Complainant

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to call for the records relating to the FIR in Crime No.23 of 2021 on the file of the 1st respondent and quash the same as illegal.

For Petitioner : Mr.AN.Ramanathan

For Respondents : Mr.R.M.Anbunithi
Additional Public Prosecutor for R1

Mr.P.Pethu Rajesh for R2

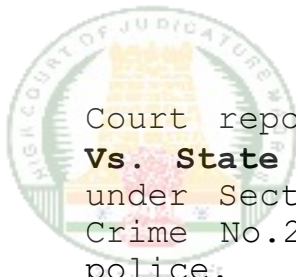
O R D E R

This Criminal Original Petition has been filed to quash the proceedings in Crime No.23 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.23 of 2021 pending on the file of the first respondent police.

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5.This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.23 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 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 31.03.2022 and produce the receipt before the first respondent police, failing which the order shall stand dismissed automatically without any further reference to this Court.

Sd/-

Assistant Registrar (Writs)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

Enclosure:- Joint Compromise Memo

To

- 1.The Deputy Superintendent of Police,
All Women Police Station,
Kumbakonam, Thanjavur District.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.
- 3.The District Siddha Medical Officer,
CCRI, Periyakulam.

+1 CC to M/s.AN.RAMANATHAN, Advocate (SR-14088[F] dated24/03/2022)

Order made in
CRL.O.P (MD) No.5337 of 2022
23.03.2022

SA(24.03.2022) 2P 5C