



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.04.2022

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P. (MD)No.7450 of 2022

G.Elavarasan

... Petitioner/Accused No.1

Vs.

1.State represented by
The Inspector of Police,
Koodalpudur Police Station,
Madurai District.
(In Crime No.1766 of 2020). ... 1st Respondent/Complainant

2.Nagarajan ...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.1766 of 2020
on the file of the first respondent and quash the same as against
this petitioner.

For Petitioner	: Mr.R.Selvaraj
For R - 1	: Mr.R.M.Anbunithi
	Additional Government Pleader
For R - 2	: Ms.K.Vinothini

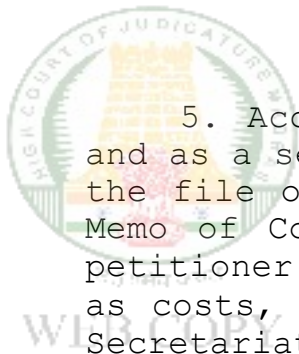
ORDER

The Criminal Original Petition has been filed to quash the FIR
as against the petitioner/Accused No.1 in Crime No.1766 of 2020 on
the file of the first respondent for the offences under Sections
147, 294(b), 451, 323 and 506(i) 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 petitioner 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.1766 of 2020 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 Gujrat)**, this Court in exercise of its
jurisdiction under Section 482 Cr.P.C. quashes the FIR in Crime
No.1766 of 2020.



5. Accordingly, this Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.1766 of 2020 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 petitioner shall pay a sum of Rs.5,000/- (Rupees Five Thousand only) as costs, **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 29.04.2022 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 (RTI)

// True Copy //

25/04/2022

Sub Assistant Registrar(CS-III)

ps

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.

ENCL:Xerox Copy of Joint Compromise Memo

To

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

COPY TO:-

THE OFFICER INCHARGE,
CHIEF MINISTER PUBLIC RELIEF FUND,
FINANCE(CMPRF) DEPARTMENT,
GOVERNMENT OF TAMIL NADU,
SECRETARIAT, CHENNAI 600 009.

Order made in
Crl.O.P (MD)No.7450 of 2022
22.04.2022

KM(CO)

GC(25.04.2022) 2P 4C

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