



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 11.04.2022

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P. (MD) No.6441 of 2022

and

Crl.M.P (MD) No.4460 of 2022

WEB COPY

- 1.Arunkumar
- 2.Sadai @ Saravanan
- 3.Indhirapandi
- 4.Narasimman
- 5.Sivakumar
- 6.Ayyadurai
- 7.Thomas Pandian
- 8.Ponraja
- 9.Shenbagaraj
- 10.Senthil Anand

...Petitioners/Accused Rank not Known
Vs.

1. The Inspector of Police,
Naguneri Police Station,
Tirunelveli District.
(Cr.No.6/2022)

... Respondent/Complainant

2. Ilamaram

...Respondent/Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying this Court to call for the records pertaining to the FIR in Crime.No. 6/2022 dated 03/01/2022 on the file of the 1st respondent police and quash the same

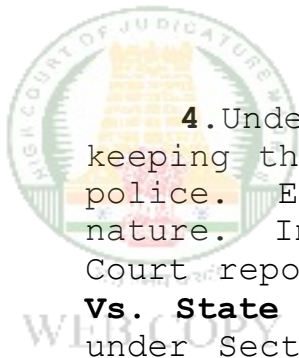
For Petitioner	:	Mr.K.Suyambulinga Bharathi
For R1	:	Mr.R.M.Anbunithi
		Additional Public Prosecutor
For R2	:	Mr.R.Anandharaj

ORDER

The Criminal Original Petition has been filed to quash the proceedings in Crime No. 6 of 2022, on the file of the first respondent police, for an alleged offences under Sections 147, 149, 294(b) 323 and 506(ii) of IPC and Section 3 of Tamil Nadu Public Property (Prevention of Damage and Loss) Act, 1992.

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. 6 of 2022, on the file of the first respondent police.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No. 6 of 2022, on the file of the first respondent police, is quashed insofar as the petitioners alone and the terms of joint compromise memo shall form part and parcel of this order. Further, the petitioners shall pay a sum of Rs.5,000/- 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 **21.04.2022** and the receipt of payment shall be produced before the first respondent, failing which the order shall stand dismissed automatically without any further reference to this Court. Consequently, the connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CO)

// True Copy //

18/04/2022

Sub Assistant Registrar (CS-II)

lr

ENCL:Xerox Copy of Joint Compromise Memo

To

1. The Inspector of Police,
Naguneri Police Station,
Tirunelveli 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.

Crl.O.P.(MD) No.6441 of 2022

11.04.2022