



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 19.04.2022

CORAM:

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

Crl.O.P.(MD) No.7121 of 2022

and

Crl.M.P(MD) No.4889 and 4890 of 2022

Gnanaraj

...Petitioner/Sole Accused

Vs.

1.The State of Tamil Nadu rep. by
The Inspector of Police,
Aruppukottai Town Police Station,
Aruppukottai,
Virudhunagar District.
(Crime No.31/2020)

... 1st Respondent / Complainant

2.Rajakumari

... 2nd Respondents / Defacto complainant

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying to call for the records relating to the impugned Charge Sheet in CC.No.7 of 2022 pending on the file of the learned Judicial Magistrate, Aruppukottai and Quash the same so far as the Petitioner concerned

For Petitioner : Mr.K.Vamanan

For Respondent : Mr.R.M.Anbunithi
No.1 Additional Public Prosecutor

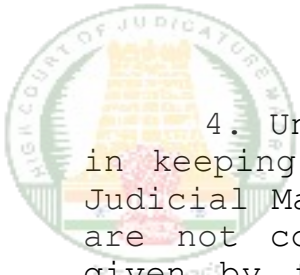
For Respondent : Mr.S.Bharathi
No.2

ORDER

The Criminal Original Petition has been filed to quash the proceedings in CC.No.7 of 2022 pending on the file of the learned Judicial Magistrate, Aruppukottai.

2.The case is under trial. 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. The parties were present before this Court and they were identified by their respective counsels.



4. Under such circumstances, no useful purpose will be served in keeping the CC.No.7 of 2022 pending on the file of the learned Judicial Magistrate, Aruppukottai, 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 Gujraht), this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the charge sheet in C.C.No. 7 of 2022.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in CC.No.7 of 2022 pending on the file of the learned Judicial Magistrate, Aruppukottai, is quashed and the terms of Joint Memo of Compromise 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 credit of Government of Tamil Nadu, CMPRF in IOB**, Secretariat Branch, Chennai-9 (Account No.11720 10000 00070, IFSC Code: IOBA0001172) or before 28.04.2022 and produce the receipt before the concerned court, failing which the order shall stand dismissed automatically without any further reference to this Court. Consequently connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(CO)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

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Encl.: xerox copy of Joint Compromise memo.

To

1. The Judicial Magistrate, Arupukkottai.

2. The Inspector of Police,
Aruppukottai Town Police Station,
Aruppukottai, Virudhunagar District.

3. The Officer Incharge,
Chief Ministers Public Relief Fund,
Finance(CMPRF) Department, Government of Tamil Nadu,
Secretariat, Chennai 600 009.

4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+2 CC to M/s.K. VAMANAN, Advocate (SR-19697[F] dated 20/04/2022)
Crl.O.P.(MD) No.7121 of 2022
19.04.2022

nsn(CO)

TR(25.04.2022) 2P 7C

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