



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.6669 of 2022

1. Yasar Arafath

2. Asan Yasmin @ Yasmin

...Petitioners/ Accused No.1&2

Vs.

1. The Inspector of Police

Melapalayam Police Station

Tirunelveli City

Tirunelveli District

... 1st Respondent/Complainant

2.Nabissathui Misireya@ Misriya

... 2nd Respondent/
Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying to to call for the records in connection with Crime No.98 of 2022 on the file of the Inspector of Police, Melapalayam Police Station, Tirunelveli City, Tirunelveli District and quash the same.

For Petitioners	:	Mr.S.Palani Velayutham
For Respondents	:	Mr.R.M.Anbunithi
No.1	:	Additional Public Prosecutor
No.2	:	Mr.K.Prabhakaran

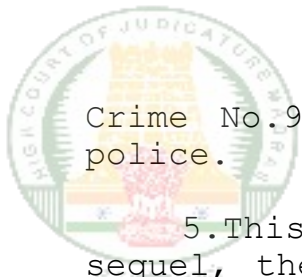
ORDER

The Criminal Original Petition has been filed to quash the proceedings in Crime No.98 of 2022 , 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.98 of 2022 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.98 of 2022, 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 22.04.2022 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 (Protocol)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

Aav

Enclosed herewith Copy of the Joint Compromise Memo

To

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

Copy to:

The Joint Secretary to Government,
Chief Minister Public relief fund,
Indian Overseas Bank,
Secretariat Branch, Chennai-9.

+1 CC to M/s.S. PALANIVELAYUTHAM, Advocate (SR-18314[F] dated 12/04/2022)

Crl.O.P.(MD) No.6669 of 2022
11.04.2022

RD(21.04.2022) 2P 5C