



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.04.2022

CORAM:

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

Crl.O.P.(MD) No.7565 of 2022

WEB COPY

1. Madampuran
2. Malaikannan
3. Muthuvayiru
4. Maharajothi
5. Kaleeshwaran
6. Chandramahalingam
7. Murugesan
8. Balamurugan
9. Muneeshwaran
10. Alagarsamy
11. Chellapandian
12. Singaraj
13. Mayaselvam

...Petitioners/
Accused Rank Not known

Vs.

1. The State represented by
The Inspector of Police,
Thirupalaikudi Police Station,
Ramanathapuram District.
(In Crime No.227 of 2021)

...1st Respondent/
Complainant

2. Kannan

...2nd Respondent/
Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C, to call for the records pertaining to the impugned FIR in Crime No. 227 of 2021 dated 07.12.2021 on the file of the first respondent police and quash the same as illegal as against the petitioner/accused.

For Petitioners : Mr.D.Balamurugapandi

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

For Respondents : Mr.S.Sundarapandian
No.2

ORDER

The Criminal Original Petition has been filed to quash the FIR in Crime No.227 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 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 Gujrath)**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.227 of 2021 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.227 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 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 **20.05.2022** 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 (CO)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

mga

Enclose copy of Joint Compromise Memo.

To

1. The Inspector of Police,
Thirupalaikudi Police Station,
Ramanathapuram District.

2.The Joint Secretary to Government,
CMPRF(Finance Departement),
Secretariat,

Chennai-9

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



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

+1 CC to M/s.D.BALAMURUGAPANDI, Advocate (SR-20992[F] dated
25/04/2022)

Crl.O.P.(MD) No.7565 of 2022
25.04.2022

RK(29/04/2022) 3P 5C