



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 26.04.2022

CORAM:

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

Crl.O.P.(MD) No.7756 of 2022

Sudalaimuthu @ Suresh

...Petitioner/Sole Accused

Vs.

1. The Sub Inspector of Police
District Crime Branch
Tirunelveli District

...1st Respondent/Complainant

2.Piriyanka

...2nd Respondent/
Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying to quash the entire proceedings in CC No. 128 of 2022 on the file of the learned Judicial Magistrate No.I, Tirunelveli

For Petitioner : Mr. G.Sakthivel

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

No.2 : Mr.Jemila Antony

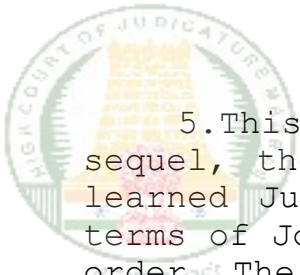
ORDER

The Criminal Original Petition has been filed to quash the proceedings in CC No. 128 of 2022 on the file of the learned Judicial Magistrate No.I, Tirunelveli.

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. 128 of 2022 on the file of the learned Judicial Magistrate No.I, Tirunelveli, 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 charge sheet in C.C.No. 128 of 2022.



5.This Criminal Original Petition stands allowed and as a sequel, the proceedings in CC No. 128 of 2022 on the file of the learned Judicial Magistrate No.I, Tirunelveli, 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) or before 13.05.2022 and produce the receipt before the concerned court, 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)

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To

1. The Judicial Magistrate No.I, Tirunelveli

2. The Sub Inspector of Police
District Crime Branch, DCB Police Station,
Tirunelveli District

3. The Joint Secretary to Government,
CMPRF (Finance Department),
Secretariat Branch,
Chennai-9.

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

+2 CC to M/s.M. VEERAVEL PANDi, Advocate (SR-21528[F] dated
27/04/2022)

+1 CC to M/s.JEMILA ANTONY, Advocate (SR-21583[F] dated
27/04/2022)

Cr1.O.P. (MD) No.7756 of 2022
26.04.2022

MGJ(29.04.2022) 2P 8C