



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.04.2022

CORAM:

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

Crl.O.P.(MD) No.8193 of 2022

1. Sivalingham
2. Mathayanai
3. NK. Rasu
4. Sankarapandi
5. Balu
6. Dinesh
7. Gurumoorthi

...Petitioners/ Accused No.3,4,5,7,8,10 & 11

Vs.

1. The Inspector of Police,
Melur Police Station,
Melur, Madurai District.
(In Crime No. 240 of 2019) ... Respondent/ Complainant

2. Karuppanan @ Rajagam ...Respondent/ Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying to call for the records pertains to the proceedings in Crime No.240 of 2019 on the file of first respondent police and quash the same as illegal and arbitrary in so far as Petitioners/ Accused No. 3, 4, 5, 7, 8, 10 & 11.

For Petitioner	:	Mr. R. Murali
For Respondents	:	Mr. R.M.Anbunithi,
No. R1	:	Additional Public Prosecutor
No. R2	:	Mr. K.Kaleeswaran

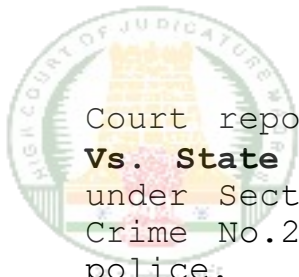
ORDER

The Criminal Original Petition has been filed to quash the proceedings in Crime No.240 of 2019 , 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 Guj Rath)**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.240 of 2019 pending on the file of the first respondent police.

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5.This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.240 of 2019, 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 19.05.2022 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)

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To

1. The Inspector of Police,
Melur Police Station,
Melur, Madurai District.
2. The Additional Public Prosecutor
Madurai Bench of Madras High Court
3. The Joint Secretary to Government,
CMPRF (Finance Department),
Secretariat Branch,
Chennai-9.

+1 CC to M/s.R. MURALI, Advocate (SR-22473[F] dated 29/04/2022)

Crl.O.P.(MD) No.8193 of 2022
29.04.2022

RD(06.05.2022) 2P 5C