



Crl.O.P.(MD) No.11378 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 04.07.2022

CORAM

THE HONOURABLE MR. JUSTICE V.SIVAGNANAM

CRL.O.P (MD) No.11378 of 2022

1. Maruthai @ Chinnadurai
2. Mukesh
3. M.Madhan
4. R.Senthil @ Thirumalaisamy
5. Amal
6. M.Muthupandi
7. S.Jaswanth @ Jasvanth ... Petitioners/ Accused Nos. 1 to 7
Vs

1. The Deputy Superintendent of Police,
Jeeyapuram Sub – Division,
Trichy District.
2. The Inspector of Police,
Pettaivaithalai Police Station,
Trichy District.
(In Crime No.64 of 2022) ... 1st & 2nd Respondents/Complainant
3. Senthilkumar ... 3rd Respondent/Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to call for the records relating to the case in Crime No.64 of 2022 on the file of the first and second respondents and to quash the same.



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For Petitioners : Mr.M.Suresh
For R1& R2 : Mr.M.Sakthi Kumar
Government Advocate (Crl Side)
For R3 : Mr.S.Sivakami

ORDER

This Criminal Original Petition has been filed to quash the FIR in Crime No.64 of 2022 on the file of the first and second respondents.

2.The case of the prosecution is that on 22.03.2022, at about 8.45 p.m., the 3rd respondent staying in his house, at that time the petitioners and other accused persons trespassed into his house and abused filthy language by his caste name and the first petitioner attacked the defacto complainant with wooden lock and other petitioners are slapped him and his relatives. Hence the complaint.

3.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.



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6.The legal position expressed by the Hon'ble Apex Court in the case of *Gian Singh vs. State of Panjab and another* reported in (2012)10 SCC 303 and *Parbathbhai Aahir @ Parbathbhai Vs. State of Gujrath*) reported in (2017)9 SCC 641 were taken into consideration.

7.In the light of the guidelines issued in the above said Judgments of the Hon'ble Apex Court, no useful purpose will be served in keeping the proceedings in Crime No.64 of 2022 pending before the second respondent police, even though, the offences involved are not compoundable in nature.

8.Accordingly, this Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.64 of 2022 on the file of the second respondent police, is quashed insofar as the petitioners alone and the terms of joint compromise memo shall form part and parcel of this order.

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Internet:Yes./No
Index:Yes/no
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To

- 1.The Deputy Superintendent of Police,
Jeeyapuram Sub – Division,
Trichy District.
2. The Inspector of Police,
Pettaivaithalai Police Station,
Trichy District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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V.SIVAGNANAM, J.

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ORDER IN
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