



Crl.O.P.(MD) No.14825 of 2020

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED:20.07.2022

CORAM:

THE HONOURABLE MR.JUSTICE V.SIVAGNANAM

Crl.O.P.(MD) No.14825 of 2020

and

Crl.M.P(MD)Nos.7037 and 7038 of 2020

1. Justin Prakash,

2. Babu,

: Petitioners

Vs

1.State represented through
The Inspector of Police,
Kodaikanal Police Station,
Dindigul District.
Crime No. 458 of 2016

2. Arul Sivajothi,

: Respondents

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying to call for the records in C.C.No.7 of 2019 on the file of the Learned Judicial Magistrate, Kodaikanal and quash the same.



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For Petitioners : M/s.T.A.Ebenezer,
For R1 : Mr.A.Albert James,
Government Advocate (Crl.Side)
For R21 : Mr.V.Karuna

ORDER

The Criminal Original Petition has been filed to quash the Charge Sheet in C.C.No.7 of 2019 on the file of the learned Judicial Magistrate, Kodaikanal, for the offences punishable under Sections 294(b), 353 and 342 IPC, in Crime No.458 of 2016.

2.The case of the prosecution is that when the defacto complainant, who is a Post Man, asked for identity cards to deliver the passport of the first petitioner, the petitioners refused to show the proof, subsequently abused and attacked him. Hence the complaint.

3.The case is under trial. By passage of time, the parties have decided to bury their hatchet and compromise the dispute amicably among themselves.



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of Gujrath) reported in **(2017)9 SCC 641** were taken into consideration.

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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 C.C.No.7 of 2019 on the file of the learned Judicial Magistrate, Kodaikanal, 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 C.C.No.7 of 2019 on the file of the learned Judicial Magistrate, Kodaikanal, is quashed and the terms of joint compromise memo shall form part and parcel of this order.

9. Consequently, connected miscellaneous petitions are closed.

20.07.2022

Internet: Yes
Index: Yes/No
Speaking/Non speaking order
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To

1.The Inspector of Police,
Kodaikanal Police Station,
Dindigul District.

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



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V.SIVAGNANAM, J.

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