



**Crl.O.P.(MD) No.13998 of 2022**

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

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**DATED: 03.08.2022**

**CORAM**

**THE HONOURABLE MR. JUSTICE V.SIVAGNANAM**

**CRL.O.P (MD) No.13998 of 2022**

Keerthi Krishna

... Petitioner

Vs

1. The Sub Inspector of Police,  
Koodal Pudur Police Station,  
Madurai District.  
Crime No.89 of 2022..

2. Elampirai Muthukumaran

... Respondents

**PRAYER:** Criminal Original Petition filed under Section 482 of Cr.P.C, praying to quash the FIR in Crime No.89 of 2022, on the file of the first respondent police.

For petitioner : Mr.N.S.Ramakrishna Dass

For Respondents : Mr.A.Albert James (R1)  
Government Advocate (Crl.Side)  
Mr.C.Sankar Prakash(R2)



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## **ORDER**

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This Criminal Original Petition has been filed to quash the FIR in Crime No.89 of 2022, on the file of the first respondent police.

2.The case of the prosecution is that on 13.03.2022 at about 06.00AM, the petitioner entered into the house of the defacto complainant and assaulted him. 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.

4.A Joint Memo of Compromise has been filed before this Court which have been signed by the petitioner and the second respondent and also by their respective counsel. The petitioner and the second respondent were also present in person before this Court and they were identified by Mr.K.Gunasekaran, SSI, Koodal Pudur Police Station, Madurai as well as by the learned counsels appearing for the parties. This Court also enquired



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both the parties and was satisfied that the parties have come to an amicable settlement between themselves.

5.In the instant case, the dispute is of personal in nature and the parties had compromised. Where the parties have compromised the matter, the High Court has to power to quash the complaint for the offence under Sections 448, 294(b), 323, 506(i)IPC.

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.89 of 2022 pending before the first respondent police, even though, the offences involved are not compoundable in nature.



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8. Accordingly, this Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.89 of 2022 on the file of the first respondent police, is quashed insofar as the petitioner alone and the terms of joint compromise memo shall form part and parcel of this order.

**03.08.2022**

Internet: Yes./No

Index: Yes/no

PNM

To

1. The Sub Inspector of Police,  
Koodal Pudur Police Station,  
Madurai District.  
Crime No.89 of 2022..

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



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**V.SIVAGNANAM, J.**

PNM

ORDER IN  
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