



Crl.O.P.(MD) No.16100 and 16121 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 15.11.2022

CORAM

THE HON'BLE MR.JUSTICE SATHI KUMAR SUKUMARA KURUP

CRL.O.P (MD) Nos.16100 and 16121 of 2022

CRL.O.P (MD) No.16100 of 2022

1.Kaliappan

2.Muthu

3.Manikandan

...Petitioners / Accused No.1 to 3

vs

1.State, represented by
The Inspector of Police,
Avaniyapuram Police Station,
Madurai City.
(Crime No.686 of 2021)

... 1st Respondent / Complainant

2.Murugan

... 2nd Respondent / Defacto
Complainant

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to call for the records relating to the FIR in Crime No.686 of 2021 on the file of the first Respondent and quash the same against the Petitioner's alone.



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For Petitioner : Mr. C.Ezhilarasu
For R-1 : Mr. B.Nambiselvan
Additional Public Prosecutor
For R-2 : Mr. P.Velmurugan

CRL.O.P (MD) No.16121 of 2022

1.Murugan

2.Irulayi

3.Meenakshi

4.Kaleeswari

5.Muthalagu @ Muthalagi

6.Pandi

...Petitioners / Accused No.1 to 6

VS

1.State, represented by
The Inspector of Police,
Avaniyapuram Police Station,
Madurai City.
(Crime No.687 of 2021)

... 1st Respondent / Complainant

2.Kaliyappan

... 2nd Respondent / Defacto
Complainant



Crl.O.P.(MD) No.16100 and 16121 of 2022

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to call for the records relating to the FIR in Crime No.687 of 2021 on the file of the first Respondent and quash the same against the Petitioner's alone.

For Petitioner : Mr. P.Velmurugan

For R-1 : Mr. B.Nambiselvan
Additional Public Prosecutor

For R-2 : Mr.C.Ezhilarasu

ORDER

This Criminal Original Petition in Crl.O.P (MD) No.16100 of 2022 had been filed to call for the records relating to the FIR in Crime No.686 of 2021 on the file of the first Respondent and quash the same against the Petitioner in Crl.O.P (MD) No.16100 of 2022 alone.

2. This Criminal Original Petition in Crl.O.P (MD) No.16121 of 2022 had been filed to call for the records relating to the FIR in Crime No. 687 of 2021 on the file of the first Respondent and quash the same against the Petitioner in Crl.O.P (MD) No.16121 of 2022 alone.



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3. Heard the learned Counsel for the Petitioner and the learned Additional Public Prosecutor appearing for the 1st Respondent in both the cases.

4. The learned Counsel for the Petitioner in Crl.O.P(MD) No.16100 of 2022 and the learned Counsel for the Petitioner in Crl.O.P(MD) No. 16121 of 2022 submits that it is a case and counter case, it is between the relatives. Subsequent to filing of the complaint and the registration of First Information Report, the parties had arrived at an amicable settlement. Based on the joint compromise memo, this petition had been filed. A Joint Compromise Memo is also filed along with this Petition.

5. By way of reply, the learned Additional Public Prosecutor submitted that he has no objection to quash the First Information Report in Crime No.686 and 687 of 2021 by recording compromise and he submits that identity of the Petitioner in both the cases had been established by Station House Officer concerned.



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6.In the light of the Joint Compromise Memo, the Petitions are allowed and the proceedings in First Information Report in Crime No.686 and 687 of 2021 is quashed. The Joint Compromise Memo in the respective petitions shall form part of this order.

15.11.2022

Index:Yes/no
indu

To

- 1.The Inspector of Police,
Avaniyapuram Police Station,
Madurai City.
- 2.The Additional Public Prosecutor,
Madrurai Bench of Madras High Court,
Madurai.



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SATHI KUMAR SUKUMARA KURUP, J.

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