



Crl.O.P.(MD)Nos.15822 and 15874 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.09.2022

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THE HON'BLE MR.JUSTICE SATHI KUMAR SUKUMARA KURUP

CRL.O.P(MD)Nos.15822 and 15874 of 2022

Crl.O.P.(MD)No.15822 of 2022:-

- 1.Muthukumar
- 2.Muthuramaraj
- 3.Gandhimathi
- 4.Kanimozhi
- 5.Ponnuchamy
- 6.Vallimail

...Petitioners

VS.

- 1.State represented through the Inspector of Police,
Emaneswaram Police Station,
Ramanathapuram District.
(in Cr.No.118 of 2021)

- 2.Prabakaran
- 3.Muthukannan
- 4.Ponnusamy
- 5.Priya & Muthupriya

...Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to call for the records of the impugned Charge Sheet in C.C.No.168 of 2021 on the file of the learned Judicial Magistrate Court, Paramakudi and to quash the same as illegal as against the petitioners.



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Crl.O.P.(MD)Nos.15822 and 15874 of 2022

For Petitioners
For R1

:Mr.K.Sathiyendhran
:Mr.R.Sivakumar
Government Advocate (Crl.side)
:Mr.A.Abdul Kabur

For R2

Crl.O.P.(MD)No.15822 of 2022:-

1.Prabakaran
2.Ponnusamy
3.Priya & Muthupriya
4.Rajkumar
5.Lilavathi
6.Varsha
7.Selvi

... Petitioners

vs.

1.State represented through the Inspector of Police,
Emaneswaram Police Station,
Ramanathapuram District.
(in Cr.No.117 of 2021)

2.Muthukumar
3.Muthuramaraj
4.Vallimayil

...Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to call for the records of the impugned Charge Sheet in C.C.No.168 of 2021 on the file of the learned Judicial Magistrate Court, Paramakudi and to quash the same as illegal as against the petitioners.

For Petitioners
For R1

:Mr.A.Abdul Kabur
: Mr.R.Sivakumar
Government Advocate (Crl.side)
:Mr.K.Sathiyendhran

For R2



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COMMON ORDER

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The learned Counsel for the Petitioners in Crl.O.P.(MD)No. 15874 of 2022 submitted that the parties have arrived at a compromise in the village, based on the advise of the elders in the village. It is the case and counter. The Petitioners herein are arrayed as accused in Cr.No.117 of 2021 on the file of the Emaneswaram Police Station, Ramanathapuram District. The complainant in this case is Muthukumar. In the counter case, the Complainant Muthu Kumar, was arrayed as an accused along with five others in Cr.No.118 off 2022, wherein, A2 in Cr.No.117 of 2021, is the Complainant.

2.It is the submission of the learned Counsel for the Petitioners in Crl.O.P.(MD)No.15874 of 2022 that the offences in both the FIR are under Sections 147, 148, 294(b), 323, 324, 506(ii) of IPC r/w Section 4 of Tamil Nadu Prohibition of Harassment of Women Act. Therefore, he seeks to quash the FIR.

3.Similarly, the learned Counsel for the second Respondent, who is the Counsel for the Petitioners in Crl.O.P.(MD)No.15822 of 2022, made similar submissions.



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4. Accordingly, Joint Compromise Memo filed along with these Petitions. Both parties are available before the Court. Both sides Counsels have affixed their signatures to the Joint Compromise Memo.

5. The learned Additional Public Prosecutor submitted that the parties have arrived at a compromise in the village.

6. Considering the submissions made by the learned Counsel for the Petitioners in both cases and the submission made the learned Additional Public Prosecutor, both Petitions are allowed based on the Joint Compromise Memo. Accordingly, the FIR in Cr.No.117 of 2017 on the file of the Emaneswaram Police Station, Ramanathapuram District is quashed and the final report filed before the learned Judicial Magistrate, Paramakudi, Ramanathapuram, in C.C.No.168 of 2021 is quashed.

22.09.2022

Index:Yes/No

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To
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- 1.The Judicial Magistrate, Paramakudi.
- 2.The Inspector of Police,
Emaneswaram Police Station,
Ramanathapuram District.



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SATHI KUMAR SUKUMARA KURUP, J.

cmr

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