



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

RESERVED ON: 04.02.2022

PRONOUNCED ON: 25.04.2022

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

Crl.O.P (MD) No.20505 of 2021

WEB COPY

Aravinthan

... Petitioner / Accused

Vs

1.State represented by
the Inspector of Police,
All Women Police Station,
Thallakulam,
Madurai District.
In Crime No.21/2020

... 1st Respondent / Complainant

2.Balasubramanian
Complainant

...2nd Respondent / Defacto

3.xxxx

...3rd Respondent /Victim Girl

PRAYER: Petition filed under Section 482 Code of Criminal Procedure, to quash the proceedings in Spl.S.C.No.108 of 2020 on the file of the learned District and Sessions Judge, Mahila Court, Madurai.

For Petitioner : Mr.S.Pandiyaraj

For R1 : Mr.M.Sakthikumar
Government Advocate

For R2 & R3 : Mr.S.Prasanth

ORDER

This Criminal Original Petition has been filed to quash the proceedings in Special S.C.No.108 of 2020 on the file of the District and Sessions Judge, Mahila Court, Madurai.

2. I had an interaction with the parties. The petitioner confirmed that he has already married the victim who had also attained majority. However, registration will be done later. The victim is also presently four months pregnant. The victim's father states that the petitioner and the victim are living under one roof. The victim has also made it clear that she is not going to support the prosecution.

3. In these circumstances, the continuation of the impugned prosecution is not going to serve any purpose. Since the victim is



four months pregnant and the accused also states that he has already married her, if the prosecution continues and is taken to its logical conclusion, the lives of both will be ruined. Therefore, the impugned proceedings stand quashed. This Criminal Original Petition is allowed.

WEB COPY

Sd/-

Assistant Registrar (CS-I)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

rmi

Enclose copy of Joint Compromise memo.

Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

1.The District and Sessions Judge, Mahila Court, Madurai.

2.The Inspector of Police,
All Women Police Station,
Thallakulam,
Madurai District.

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

+1 CC to M/s.S. PANDIYARAJ, Advocate (SR-21263[F] dated
26/04/2022)

Crl.O.P (MD) No.20505 of 2021
25.04.2022

RK(25/05/2022) 2P 5C