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CrI.O.P.No.2613 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.08.2023

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

CrI.O.P No.2613 of 2023

- 1.Ayyanar
- 2.Velmurugan
- 3.Vicky @ Vignesh
- 4.Amutha

...Petitioners

vs.

- 1.The State Rep by its,
The Inspector of Police,
Ulundurpet Police Station,
Ulundurpet,
Kallakurichi District
(Crime No.644 of 2022)

- 2.Rajakumari

...Respondents

PRAYER:

Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the record and quash the FIR in Crime No.644 of 2022 pending on the file of first respondent based on the compromise.

For Petitioners : Mr.Krishnasamy Chinnasamy
For Respondents : Mr.A.Gopinath
Government Advocate, for R1



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ORDER

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2. The case is still at the stage of investigation. The parties have decided to bury their hatchet and compromise the dispute amicably among themselves.

3. The Joint Memo of Compromise and the affidavit of the *de facto* complainant have been filed before this Court which have been signed by the petitioners and the second respondent/*de facto* complainant and also by their respective counsel. The petitioners and the second respondent were also present in person before this Court. In the joint compromise memo it has been stated that the petitioner and the second respondent had entered into a compromise and amicably settled their issues in Crime No.644 of 2022. This Court also enquired both the parties and was satisfied that the parties have come to an amicable settlement between themselves.

4. Under such circumstances, no useful purpose will be served in keeping the First Information Report pending, even though, the offences involved are not compoundable in nature. In the light of the guidelines given by the Hon'ble



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Supreme Court reported in **2017 9 SCC 641-(Parbathbhai Aahir @**

Parbathbhai Vs. State of Gujrath), and after exercising due caution as advised by the Hon'ble Suprme Court in **The State of Madhya Pradesh v. Dhruv Gurjar and Another** reported in **(2019) 2 MLJ CrI 10**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.644 of 2022, on the file of the 1st respondent Police.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.644 of 2022, on the file of the 1st respondent police, is quashed and the terms of affidavit shall form part and parcel of this order. No cost. Consequently, the connected miscellaneous petitions are also closed.

02.08.2023

Index : Yes/No

Internet : Yes/No

Speaking Order/Non-Speaking Order

nsa



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N. ANAND VENKATESH, J.

nsa

To

1.The Inspector of Police,
Ulundurpet Police Station,
Ulundurpet,
Kallakurichi District
(Crime No.644 of 2022)

2.The Public Prosecutor,
Madras High Court,
Chennai 600 104..

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