



WEB COPY



CrI.O.P.No.4393 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.08.2023

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

CrI.O.P No.4393 of 2023

and

CrI.M.P.Nos.2769 & 2770 of 2023

1.S.Soundarrajan
2.S.Seshadri
3.S.Sriram
4.S.Murali

...Petitioners

VS.

1.State rep by
The Inspector of Police,
All Women Police Station,
Chengalpattu
(C.C.No.15 of 2022)

2.Abhinaya

...Respondents

PRAYER:

Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records relating to C.C.No.746 of 2022 before the Additional Mahil Court, Chengalpet and quash the same.



CrI.O.P.No.4393 of 2023

For Petitioners : Ms.Usha Rani
For Respondents : Mr.A.Gopinath,
Government Advocate, for R1
Mr.W.Camyles Gandhi, for R2

ORDER

The Criminal Original Petition has been filed to call for the records pertaining to the proceedings in C.C.No.746 of 2022, pending on the file of Additional Mahila Court, Chengalpattu and quash the same.

2. The case is still at the stage of trial. By passage of time, the parties have decided to bury their hatchet and compromise the dispute amicably among themselves.

3.The Compromise affidavit of the second respondent has been filed before this Court which have been signed by the petitioners and the 2nd respondent and also by their respective counsel. The petitioners and the second respondent were also present before this Court. In the said compromise memo it has been stated that the petitioner and the second respondent had entered into a compromise and amicably settled their issues in C.C.No.746 of 2022. This Court also enquired both the parties and was satisfied that the parties have come to an amicable settlement between themselves.



CrI.O.P.No.4393 of 2023

4. Under such circumstances, no useful purpose will be served in keeping the case pending, even though, the offences involved are not compoundable in nature. In the light of the guidelines given by the Hon'ble 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 Supreme 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 case in C.C.No.746 of 2022, pending on the file of Additional Mahila Court, Chengalpattu.

5.This Criminal Original Petition stands allowed and as a sequel, the proceedings in C.C.No.746 of 2022, pending on the file of the Additional Mahila Court, Chengalpattu is quashed and the terms of affidavit shall form part and parcel of this order. Consequently, connected miscellaneous petitions are closed.

03.08.2023

Index : Yes/No
Internet : Yes/No
Speaking Order/Non-Speaking Order
nsa



Crl.O.P.No.4393 of 2023

N. ANAND VENKATESH, J.

nsa

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To

- 1.The Additional Mahil Court,
Chengalpet
- 2.The Inspector of Police,
All Women Police Station,
Chengalpattu
(C.C.No.15 of 2022)
- 3.The Public Prosecutor,
Madras High Court,
Chennai 600 104..

Crl.O.P No.4393 of 2023
and Crl.M.P.Nos.2769 & 2770 of 2023

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