



Crl.O.P No.5997 of 2023

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.07.2023

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THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Crl.O.P No.5997 of 2023

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... Petitioner

Vs.

1. The Inspector of Police,
T-4, Maduravoyal Police station,
Chennai.

2. Sandhanalakshmi @ Sandiya

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records relating to the proceedings in Crime No.1256 of 2020 on the file of th 1st respondent and quash the same.

For Petitioner : Mr.P.Surendran

For Respondents : Mr.A.Gopinath
(R1) Government Advocate (Crl. Side)

ORDER

The Criminal Original Petition has been filed to quash the FIR in Crime No.1256 of 2020, pending on the file of the 1st respondent.



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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 Compromise Memo, dated 08.03.2023 has been filed before this Court by the petitioner and the 2nd respondent. The petitioner and the second respondent were present along with their child Kavin and they were identified by the respondent Police, Ms.M.Ishwariya, WPC 53981, who was also present at the time of hearing. In order to identify, the petitioner and the 2nd respondent / defacto complainant, they have produced the copy of the Aadhaar Cards and the same shall form part of the record. In the Affidavit filed by the 2nd respondent, it has been stated that the petitioner and the second respondent have entered into a compromise and amicably settled their issues in Crime No.1256 of 2020. This Court also enquired both the parties and was satisfied that the parties have come to an amicable settlement between themselves.



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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 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 First Information Report in Crime No.1256 of 2020, on the file of the 1st respondent Police.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.1256 of 2020, on the file of the 1st respondent police, is quashed and the terms of affidavit shall form part and parcel of this order. *[The petitioner shall pay a sum of Rs.1000/- (Rupees One Thousand only) as costs, to the credit of the Chief Justice Relief Fund (payable in Accounts Section of the High Court Registry)], within*



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N. ANAND VENKATESH, J.

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a period of one week from the date of receipt of a copy of this order and file a photocopy of the receipt along with a memo reporting compliance in the Registry].

07.07.2023

Index : Yes/No
Speaking Order/Non-Speaking Order
vum

To

1. The Inspector of Police,
T-4, Maduravoyal Police station,
Chennai.
2. The Public Prosecutor,
Madras High Court,
Chennai.

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