



CrI.O.P.No.7552 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 24.07.2023

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

CrI.O.P No.7552 of 2023

and

CrI.M.P.No.4828 of 2023

- 1.Vishnu
- 2.Nithiya Raj
- 3.Yuvaraj
- 4.Bharath @ Barath
- 5.Mohan @ Mohan Kumar
- 6.Raj @ Raj Kumar

...Petitioners

vs.

- 1.The State Rep. by
The Inspector of Police,
J-8, Neelangarai Police Station,
Chennai District.

- 2.George Fernandes

...Respondents

PRAYER:

Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records relating to the case in Crime No.1141 of 2017 dated 15.10.2017 on the file of the 1st respondent police and quash the same.



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For Petitioners : Mr.S.Mohan Raj

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

Mr.G.Magesh Raj for R2

ORDER

The Criminal Original Petition has been filed to quash the FIR in Crime No.1141 of 2017, pending on the file of the 1st respondent.

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 has been filed before this Court which have been signed by the petitioners and the second respondent 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.1141 of 2017. This Court also enquired both the parties and was satisfied that the parties have come to an



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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.1141 of 2017, on the file of the 1st respondent Police.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.1141 of 2017, on the file of the 1st respondent police, is quashed and the terms of affidavit shall form part and parcel of this order. Each of the petitioners shall pay a sum of Rs.2,500/- (Rupees Two Thousand and Five Hundred only) as costs, to the credit of the **President, Tamil Nadu Advocates Clerk Association, Madras High Court, Chennai (Indian Bank, High Court Branch, A/c No.484026006, IFSC Code:IDIB000M157)**, within a period of one week from the date of receipt of a copy of this order and



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file a photocopy of the receipt along with a memo reporting compliance in the
Registry. Consequently, connected miscellaneous petition is also closed.

24.07.2023

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

To

1. The Inspector of Police,
J-8, Neelangarai Police Station,
Chennai District.
2. The Public Prosecutor,
Madras High Court,
Chennai 600 104..



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N. ANAND VENKATESH, J.

nsa

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