



CrI.O.P.No16651 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 31.07.2023

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THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

CrI.O.P.No.16651 of 2023

and

CrI.M.P.No.10647 of 2023

1. K.Balakrishnan (Ex MLA)
2. P.Selva Singh
3. T.K.Shanmugam
4. G.Bheemrao, Ex.MLA

.. Petitioners

Vs.

1. State rep. by
The Inspector of Police,
F-3 Nungambakkam Police Station,
Nungambakkam, Chennai.

2. K.Baskar Chandran

... Respondents

PRAYER : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records in C.C.No.7008 of 2022 and quash the proceedings pending on the file of Chief Metropolitan Magistrate, Egmore.



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For Petitioners : Mr.S.Senthilnathan

For Respondent No.1 : Mr.A.Damodaran
Additional Public Prosecutor

For Respondent No.2 : Mr.K.P.Anantha Krishnan

ORDER

This Criminal Original Petition has been filed to call for the records pertaining to the proceedings in C.C.No.7008 of 2022, pending on the file of Chief Metropolitan Magistrate, Egmore 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 Joint Compromise memo has been filed by the 2nd respondent/de-facto complainant before this Court, which have been signed by both the petitioners and the second respondent. The petitioners and the second respondent were also present in person before this Court and they were identified by Mr.A.Karuppiah, Sub-



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Inspector of Police, F3, Nungambakkam Police Station, Chennai. In the memo, it has been stated that the petitioners and the second respondent have entered into a compromise and amicably settled their issues in C.C.No.7008 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 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 CrL 10**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the case in C.C.No.7008 of 2022, pending on the file of Chief Metropolitan Magistrate, Egmore.



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5.This Criminal Original Petition stands allowed and as a sequel, the proceedings in C.C.No.7008 of 2022, pending on the file of Chief Metropolitan Magistrate, Egmore, is quashed in entirety and the terms of affidavit shall form part and parcel of this order. Consequently, connected miscellaneous petition is closed.

31.07.2023

Index : Yes/No

Speaking order:Yes/No

Neutral citation:Yes/No

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To

1. The Chief Metropolitan Magistrate, Egmore.
2. The Inspector of Police,
F-3 Nungambakkam Police Station,
Nungambakkam, Chennai.
3. The Public Prosecutor
Madras High Court, Madras.

N.ANAND VENKATESH, J



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