



WEB COPY



1

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.07.2023

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Crl.O.P No.15991 of 2023

M.Priya

Petitioner

vs.

1. State Rep. by: The Inspector of Police,
Crime Branch,
E-1, Mylapore Police Station,
Chennai.

2. R.Mathimandhiram

Respondents

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records on the file of the respondent in FIR No.358/2018 dated 13.06.2018 and Quash the Proceedings before the respondent the same against the petitioner herein.

For Petitioner : Mr.P.Saranath

For Respondents : Mr.A.Damodaran
Additional Public Prosecutor
for R1

ORDER

The Criminal Original Petition has been filed to quash the FIR in Crime No.358 of 2018, 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.

WEB COPY

3. The Affidavit dated 28.04.2023 has been filed by the 2nd respondent/de-facto complainant before this Court. The petitioner and the second respondent were also present in person before this Court and they were identified by Mr.Sanjeevi, Sub Inspector of Police, E-1, Mylapore Police Station, Chennai. In the affidavit it has been stated that the petitioner and the second respondent had entered into a compromise and amicably settled their issues in Crime No.358 of 2018. 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 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.358 of 2018, on the file of the 1st respondent Police.



5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.358 of 2018, on the file of the 1st respondent police, is quashed and the terms of affidavit shall form part and parcel of this order. The petitioners shall pay a sum of Rs.1500/- (Rupees One 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 file a photocopy of the receipt along with a memo reporting compliance in the Registry.

18.07.2023

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



WEB COPY



N. ANAND VENKATESH, J.

SSR

To

- 1.The Inspector of Police,
Crime Branch,
E-1, Mylapore Police Station,
Chennai.
- 2.The Public Prosecutor,
High Court, Madras.

Crl.O.P No.15991 of 2023

18.07.2023