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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 10.07.2023

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Crl.O.P No.15311 of 2023

Beer Mohamed

Petitioner

vs.

1. State,
Rep. by its Inspector of Police,
All Women Police Station,
Coimbatore City.
(Crime No.23 of 2022)

2. Parveen Fathima

Respondents

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records proceeding in Crime No.23 of 2022 on the file of the respondent police and quash the same.

For Petitioner : Mr.S.Senthilvel

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.23 of 2022, 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 Affidavit dated 07.06.2023 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. In order to identify the respective parties they have also produced the copies of the Aadhaar Card are made part of the record. 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.23 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 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.23 of 2022, on the file of the 1st respondent Police.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.23 of 2022, on the file of the 1st respondent police, is quashed and the terms of affidavit shall form part and parcel of this order.

10.07.2023

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



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N. ANAND VENKATESH, J.

ssr

To

1. The Inspector of Police,
All Women Police Station,
Coimbatore City.
2. The Public Prosecutor,
Puducherry.

Crl.O.P No.15311 of 2023

10.07.2023