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Crl.O.P.No.16153 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.07.2023

CORAM :

THE HON'BLE MR.JUSTICE N.ANAND VENKATESH

**Crl.O.P.No.16153 of 2023
and Crl.M.P.No.10159 of 2023**

Naresh @ Naresh Kumar

.. Petitioner

Versus

**1. The State, rep by its
The Inspector of Police,
CCB, EDF-III, Team XXI A,
Office of Commissioner of Police,
Vepery, Chennai - 600 007.
Crime No.150 of 2022.**

2. Rajesh Kesavan

.. Respondents

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to quash the F.I.R in Crime No.150 of 2022 on the file of the 1st respondent Police.

**For Petitioner : Mr.Arun Anbumani,
for Mr.S.Santosh**

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



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ORDER

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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 11.07.2023 of the second respondent / de-facto complainant and two joint memos of compromise, dated 13.06.2023 and 11.07.2023 entered into between the petitioner and the second respondent / de-facto complainant have been filed 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 Cards and the Aadhaar Cards 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.150 of 2022. 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 Gujraath)**, and after exercising due caution as advised by the Hon'ble Supreme Court in **The State of Madhya Pradesh Vs. Dhruv Gurjar and Another** reported in **(2019) 2 MLJ Crl 10**, this Court in exercise of its jurisdiction under Section 482 of Cr.P.C., quashes the First Information Report in Crime No.150 of 2022, on the file of the first respondent Police.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.150 of 2022, on the file of the first 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.1,500/- (Rupees One thousand 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 today and file a



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

14.07.2023

Index : yes/no
Speaking order/Non-speaking order
Neutral Citation : yes/no
grs

To

1. The Public Prosecutor,
High Court of Madras.
2. The Inspector of Police,
CCB, EDF-III, Team XXI A,
Office of Commissioner of Police,
Vepery, Chennai - 600 007.



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N.ANAND VENKATESH, J.

grs

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