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Crl.O.P No.17143 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.07.2023

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Crl.O.P No.17143 of 2023
and Crl.M.P.No.10889 of 2023

1. Sairanjith
S/o. Raja

2. Raja
S/o.Krishnan

3. Dharani
W/o.Raja

... Petitioners

vs.

1.State of Tamil Nadu
rep. by the Inspector of Police,
All Women Police Station,
Mayiladuthurai District,
(Crime No.21 of 2023)

2. S.Loga Amitha

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records relating to FIR in Crime No.21 of 2023 pending on the file of the Inspector of Police, All Women Police Station, Sirkazhi, Mayiladuthurai District and quash the same.

For Petitioners : Mr.B.Harish
for M/s.K.M.Vijayan Associates



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For Respondents : Mr.A.Gopinath
Government Advocate [Crl.side][R1]
Mr.A.Nileshram [R2]

ORDER

This Criminal Original Petition has been filed seeking to quash the proceedings in Crime No.21 of 2023 pending on the file of first respondent.

2. The case is still at the stage of investigation. By passage of time, the parties have decided to bury their hatchet and compromise the dispute amicably among themselves.

3. A compromise affidavit has been filed by both the parties before this Court. The petitioners and second respondent were also present in person before this Court. In the affidavit it has been stated that the petitioners and the second respondent have entered into a compromise and amicably settled their issues in Crime No.21 of 2023 pending on the file of first respondent. 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 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 Gujraath)** 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 FIR in Crime No.21 of 2023 pending on the file of first respondent.

This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.21 of 2023 pending on the file of first respondent is quashed and the terms of affidavit shall form part and parcel of this order. Connected miscellaneous petition is closed.

27.07.2023

Index : Yes/No
Speaking Order/Non-Speaking Order
Neutral citation : Yes/No
mp/mkn



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N. ANAND VENKATESH., J

mp/mkn

To

1. The Inspector of Police,
All Women Police Station,
Mayiladuthurai District,
(Crime No.21 of 2023)
- 2.The Public Prosecutor,
High Court of Madras,
Madras.

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