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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 31.08.2023

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THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Crl.O.P No.19917 of 2023

1.B.Nageshwar

2.V.Adhitya

Petitioners

vs.

1. The State Rep. by
The Inspector of Police,
Traffic Investigation Wing,
J-2, Adyar Police Station,
Chennai.
(Crime No.165 of 2023)

2. N.Aadil @ Inayathullah

Respondents

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records in Crime No.165 of 2023 pending on the file of the Inspector of Police, Traffic Investigation Wing, J-2, Adyar Police Station, Chennai and quash the same.

For Petitioner : Mr.S.Ashok Kumar

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

**ORDER**

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The Criminal Original Petition has been filed to quash the FIR in Crime No.165 of 2023, 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.

3. The Joint Memo of Compromise has been filed before this Court which have been signed by the petitioners and the 2nd respondent and also by their respective counsel. The petitioners and the second respondent were also present in person before this Court and they were identified by Mr.R.Prabakaran, Special Sub Inspector of Police, J-2, Adyar Police Station, Chennai. In the joint compromise memo it has been stated that the petitioner and the second respondent had entered into a compromise and amicably settled their issues in Crime No.165 of 2023. 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.165 of 2023, on the file of the 1st respondent Police.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.165 of 2023, on the file of the 1st respondent police, is quashed and the terms of affidavit shall form part and parcel of this order.

31.08.2023

Index : Yes/No
Internet : Yes/No
Speaking Order/Non-Speaking Order
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N. ANAND VENKATESH, J.

SSR

1. The Inspector of Police,
Traffic Investigation Wing,
J-2, Adyar Police Station,
Chennai.
2. The Public Prosecutor,
Puducherry.

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