



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.09.2023

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

CrI.O.P.No.18990 of 2023

1.Karthick
2.Vijaya

... Petitioners

Vs.

1.State Rep. by
The Inspector of Police,
S-9, Pazhavanthangal Police Station,
Chennai
(Crime No.267/2018)

2.V.Sami

...Respondents

PRAYER : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records in Crime No.267 of 2018 on the file of the 1st respondent and quash the same.

For Petitioners : Mr.A.P.Sathya Murthy

For Respondents : Mr.A.Gopinath
Government Advocate for R1



ORDER

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The Criminal Original Petition has been filed to quash the FIR in Crime No.267 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.

3. The compromise affidavit dated 27.07.2023 has been filed by the 2nd respondent/de-facto complainant before this Court. The petitioners and the second respondent were also present in person before this Court and they were identified by Ms.P.Sweety, Women Special Sub Inspector of Police, W31 AWPS, Mount, 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.267 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 Crl 10**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.267 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.267 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.

01.09.2023

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

To

1.The Inspector of Police,
S-9, Pazhavanthangal Police Station,
Chennai.

2.The Public Prosecutor, High Court, Madras.



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N.ANAND VENKATESH, J

SSR

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