



1 of 4

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.08.2023

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Crl.O.P No.19325 of 2023

1.Anand Raj.D. M/32 Y
S/o.Dhinagar Raj

..Petitioner

.Vs.

1.State Rep.by
The Sub Inspector of Police
D1 Triplicane PS, CCB
Chennai.

..1st Respondent/Complainant

2.Mrutunjaya Swain
S/o.Murali Swain Pradhan Sahi Lathi Pada

..2nd Respondent/victim

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records in Crime No.433/2022 on the file of the 1st respondent, quash the same.

For Petitioners : Mr.K.P.Anantha Krishna

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



ORDER

WEB COPY This Criminal Original Petition has been filed seeking to quash the FIR in Crime No.433/2022, 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 Joint Memo of Compromise dated 16.08.2023 signed by both petitioner and second respondent/victim and their respective counsel has been filed before this Court. An affidavit has also been filed by the second respondent/victim, before this Court. The petitioner and second respondent were also present in person before this Court and they were identified by Mr.N.Kumar (Mobile No.9486428051) S.I, Of Police, D1, Triplicane Police Station. In the Joint Memo of Compromise, it has been stated that the petitioner and the second respondent/victim have entered into a compromise and amicably settled their issues in Crime No.433/2022, 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.

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 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 FIR in Crime No.433/2022, pending on the file of first respondent.

5.This Criminal Original Petition stands allowed and as a sequel, the investigation in Crime No.433/2022, pending on the file of first respondent is quashed and the terms of affidavit shall form part and parcel of this order. The petitioner shall pay a sum of Rs.1000/- (Rupees one thousand only) as costs, to the credit of **M/s.Vakil Kumasthakkal Sangam Cuddalore (Indian Overseas Bank, Pudupalayam, Cuddalore-1, A/c No.177801000003906, IFSC COCE : IOBA0001778)** within a period of two weeks from the date of receipt of copy of this order and file a photocopy of the receipt along with a memo reporting compliance in the Registry.

6.Post this case for reporting compliance on **11.9.2023**.

23.08.2023

Index : Yes/No
Internet : Yes/No
Speaking Order/Non-Speaking Order
kp
Note: Issue order copy on **29.8.2023**



WEB COPY



4 of 4

N. ANAND VENKATESH,, J.

kp

To

1. The Sub Inspector of Police
D1 Triplicane PS
CCB Chennai.
- 2.The Public Prosecutor,
High Court, Madras.

Crl.O.P No.19325 of 2023

Post this case for reporting compliance on **11.9.2023**

23.08.2023