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CrI.O.P No.20586 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.09.2023

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

CrI.O.P No.20586 of 2023

Deepak

... Petitioner/Accused

vs.

1.State through

The Inspector of Police,
All Women Police Station,
Villivakkam, Chennai.
(Crime No.17 of 2022)

2.Yuvarani

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records connected with the case in Crime No.17 of 2022 on the file of the respondent police and quash the same as illegal insofar as the petitioner is concerned.

For Petitioners : Mr.B.M.Santharam

For Respondent-1 : Mr.A.Damodaran
Additional Public Prosecutor



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4. The second respondent was present before this Court and she stated that the marriage was arranged between her and the petitioner and the family belonging to the petitioner was demanding for some dowry and as a result, there was some misunderstanding between the parties. She further stated that she married the petitioner and the marriage was also registered on 12.12.2022 and she is now living with the petitioner. She further stated that her family members have accepted the marriage and there is opposition only from the family of the petitioner. She further stated that she is no longer interested in prosecuting the case.

5. 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



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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,
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this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.17 of 2022, pending on the file of first respondent Police.

6. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.17 of 2022, pending on the file of first respondent police, is quashed and the terms of affidavit shall form part and parcel of this order.

08.09.2023

Index : Yes/No

Internet : Yes/No

Speaking Order/Non-Speaking Order

rsi



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To
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- 1.The Inspector of Police,
All Women Police Station,
Villivakkam, Chennai.
- 2.The Public Prosecutor,
High Court of Madras,
Madras.



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N. ANAND VENKATESH, J.

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