

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.09.2023

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

CrI.O.P.No.21017 of 2023

1.Dr.S.Sreekanth

S/o.Late Dr.Sundar Raj

2.Vishali @ Kamachi

D/o.Sarankumar

... Petitioners

Vs.

1.The State by Inspector of Police,
W-13 All Women Police Station,
Washermenpet, Chennai - 600 021/
(Crime No.6 of 2022)

2.Dr.A.Minosha

D/o.V.Anandaraj

... Respondents

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C.,
praying to call for the records in Crime No.6 of 2022 now pending
investigation on the file of first respondent and quash the same.

For Petitioners : Mr.B.Nedunchezhiyan

For Respondents : Mr.A.Gopinath
Government Advocate [CrI.side] [R1]
Mr.R.Sreenivasan Kirubakaran [R2]

ORDER

This Criminal Original Petition has been filed seeking to quash the proceedings in Crime No.6 of 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 Compromise Memo dated 12.09.2023 signed by both parties and an affidavit of second respondent/de-facto complainant have been filed before this Court. The petitioners and second respondent were also present in person before this Court and they were identified by Ms.S.Priyadharshini, Investigation Officer, All Women Police Station - Washermenpet, Chennai [88381 42921]. In the Joint Compromise Memo and 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.6 of 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 Crl 10**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.6 of 2022 pending on the file of first respondent.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.6 of 2022 pending on the file of first respondent, is quashed and the terms of Joint Compromise Memo dated 12.09.2023 and the terms of affidavit shall form part and parcel of this order. Each of the petitioner shall pay a sum of Rs.750/- (Rupees Seven Hundred and Fifty only) as costs, to the credit of the **President, Advocates Clerk Association, Udumalpet (Bank of India, Udumalpet Branch, A/c No.824410110004383, IFSC Code:BKID0008244)**, within

N.ANAND VENKATESH, J.

gm

a period of two (2) weeks from today and file a photocopy of the receipt along with a memo reporting compliance in the Registry.

Post this case under the caption 'for reporting compliance' on 09.10.2023.

22.09.2023

Note: Issue order copy by 27.09.2023

Speaking Order/Non-speaking Order

Index :Yes/No

Neutral citation: Yes/No

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To

1.The Inspector of Police,
W-13 All Women Police Station,
Washermenpet, Chennai - 600 021/
(Crime No.6 of 2022)

2.The Public Prosecutor,
Madras High Court,
Chennai.

Crl.O.P.No.21017 of 2023