



WEB COPY



Criminal Original Petition No.27421 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 31.08.2023

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Criminal Original Petition No.27421 of 2022

1. N.I.Jeyanthan
S/o.T.Nagappan

2. K.Indirani
W.o.T.Nagappan

3. Ruthran @ N.I.Indira Kumar,
S/o.T.Nagappan

4. T.Nagappan
S/o.Thandan

...Petitioners

Vs

1. State by,
The Inspector of Police,
W-29, All Women Police Station,
Avadi, Chennai – 54.
Cr.No.17 of 2022

2. Revathi,
W/o.Jeyanthan

... Respondents

PRAYER : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, 1973, praying to call for the records pertaining to the



Criminal Original Petition No.27421 of 2022

FIR pending on the file of the respondent police namely the Inspector of Police, W29, All Women Police Station, Avadi in Crime No.17/2022 and quash the same.

For Petitioners : Mr.D.Arul Thumilan

For Respondents : Mr.A.Gopinath
Government Advocate [Crl.Side] [R1]

Mr.S.Deivaneethi
for Mr.S.Yuvraj [R2]

ORDER

This Criminal Original Petition has been filed seeking to quash the proceedings in Crime No.17 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 affidavit has been filed by both the parties before this Court. The petitioners and second respondent were also present in person before this Court. 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.17 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. There are only three accused persons in this case as can be seen from the FIR and hence, the name of the fourth petitioner is deleted.

5. 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.17 of 2022 pending on the file of first respondent.

