



Crl.O.P No.29531 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.09.2023

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Crl.O.P No.29531 of 2022

1.Magesh
2.Sathish Kumar
3.Vinoth

Petitioners

vs.

1.State Rep by
The Inspector of Police,
B-7, Vellavedu Police Station,
Thiruvallur District.

2.Thirunavukarasu

Respondents

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records in connection with the FIR No.326 of 2022 on the file of the Inspector of Police, B-7, Vellavedu Police Station, Thirumazhisai, Thiruvallur District and quash the same.

For Petitioners : M/s. V.Jayachandran

For Respondent 1 :Mr. A. Gopinath,
Government Advocate



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ORDER

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The Criminal Original Petition has been filed to quash the FIR in Crime No. 326 of 2022, 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 Joint Memo of Compromise has been filed before this Court which have been signed by the petitioners and the defacto complainant and also by their respective counsel. The petitioners and the second respondent were also present in person before this Court and they were identified by Mr.M.Arumugam, Special Sub Inspector, B7, Vellavedu Police Station, Thiruvallur District. In the joint compromise memo, it has been stated that the petitioners and the second respondent had entered into a compromise and amicably settled their issues in Crime No.326 of 2022. This Court also enquired both the parties and was satisfied that the parties have come to an amicable settlement between themselves.



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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 CrI 10**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.326 of 2022, on the file of the 1st respondent Police.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.326 of 2022, on the file of the 1st respondent police, is quashed and the terms of Joint Compromise Memo shall form part and parcel of this order. The petitioners shall pay a sum of Rs.500/- (Rupees five hundred only) each as costs, to the credit of the **President, Pollachi Advocates Clerk Association, Pollachi (Union Bank of India, A/c.No.121310100055113, IFSC Code:ANDB1213)** within a period of one week from the date of receipt of a copy of this order and file a



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photocopy of the receipt along with a memo reporting compliance in the
Registry.

6. Post this case under the caption for reporting compliance on
03.10.2023.

11.09.2023

nl

Note : Issue order copy **on 20.09.2023**

Index : Yes/No

Speaking Order/Non-Speaking Order

Neutral Citation: Yes/No



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To

1. The Inspector of Police,
B-7, Vellavedu Police Station,
Thiruvallur District.
2. The Public Prosecutor,
High Court, Madras



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N. ANAND VENKATESH, J.
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