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Crl.O.P No.18248 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.09.2023

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Crl.O.P Nos.18248 and 564 of 2023

Mr.Sanjeevi @ Kancherla Sanjeeva (M/27 Y)
S/o.John Jabez Samuel

... Petitioner/Accused 1
in Crl.OP.No.18248/2023

1.Mrs.usha @ usha Rani (F/46 Y)
W/o.John Jabez Samuel

2.Mr.Samuel Jebby @ John Jabez Samuel , (M/62 Y)
S/o.John Sanejeeva

3.Vinni @ Kancherla (M/25 Y)
S/o.John Jabez Samuel

... Petitioner/Accused 2 to 4
in Crl.OP.No.564/2023

VS.

1.State represented by
The Inspector of Police,
All Women Police Station
Pulianthope, Chennai.

2.P.Sharon Cecelia
Kancherla Sanjeeva

... Respondents
in Both Crl.OPs



Crl.O.P No.18248 of 2023

COMMON PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records in connection with FIR No.13/2020, pending on the file of the 1st respondent/Police and quash the same.

For Petitioners

(in Crl.OP.No.18248 of 2023) : Mr.P.Govindarajan

(in Crl.OP.No.564 of 2023) : Mrs.C.Vijayalakshmi

For Respondents
(Both Crl.OPs)

: Mr.A.Gopinath
Government Advocate (Crl.side) [R1]

COMMON ORDER

These Criminal Original Petitions have been filed seeking to quash the FIR in Crime No.13 of 2020, pending investigation on the file of the 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 01.09.2023 signed by both petitioners and second respondent/*de facto* complainant and their respective counsel have been filed before this Court. Consent affidavit has also been filed by the second respondent/de-facto complainant before this Court. The petitioners and second respondent were also present in person before this Court and they were identified by Mrs.C.Rangeshwari (Mobile No.9498127538) WSSI, W-16 AWPS, Pulianthope, Chennai-600012. 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.13 of 2020 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 Gujrat)** 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



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482 Cr.P.C. quashes the FIR in Crime No.13 of 2020 pending on the file of first respondent.

5.Both the Criminal Original Petitions stand allowed and as a sequel, the investigation in Crime No.13 of 2020, pending on the file of first respondent is quashed and the terms of affidavits shall form part and parcel of this order.

01.09.2023

Index : Yes/No
Speaking Order/Non-Speaking Order
Neutral citation : Yes/No
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Crl.O.P No.18248 of 2023

To

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



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N.ANAND VENKATESH, J.

KP

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01.09.2023