



Crl.O.P.(MD).No.762 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 10.03.2023

CORAM

THE HON'BLE MR.JUSTICE G.ILANGO VAN

Crl.O.P.(MD).No.762 of 2023

1. T.Sujith

2. Thankachan,

3. Sugandhi

4. Suji

...Petitioners /Accused Nos. 1 to 4

Vs.

1. The State Rep.by

The Inspector of Police,

All Women Police Station,

Tallakulam,

Madurai District.

(In Crime No.13/2018)

...1st Respondent/ Complainant

2. Hetsi

...2nd Respondent/Defacto Complainant

PRAYER : Criminal Original Petition filed under Section 482 of the Criminal Procedure Code, to call for the records pertaining to the impugned charge sheet filed in C.C.No.171 of 2018, on the file of the Learned Addition Mahila Court cum Judicial Magistrate, Madurai and to quash the same as illegal.

For Petitioners : Mr. Kishore.C

For R1 : Mr.S.Manikandan
Government Advocate (Crl.Side)



WEB COPY



CrI.O.P.(MD).No.762 of 2023

For R2

: Mr.R.V.Sivaraman

ORDER

This Criminal Original Petition has been filed seeking to quash the charge sheet in C.C.No.171 of 2018 on the file of the learned Judicial Magistrate, Additional Mahila Court, Madurai.

2.The contention of the petitioners is that based on the complaint lodged by the 2nd respondent, the 1st respondent registered the First Information Report in Crime No.13 of 2018 for the offences punishable under Sections 498(A), 406, 506(i) of IPC and Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, 2022 r/w Section 34 of IPC, against the petitioners.

3.The further contention of the petitioners is that they compromised the issue with the 2nd respondent amicably. A joint memo of compromise was filed, which has been duly signed by the petitioners and the 2nd respondent and also by their respective counsels.

4.The petitioners and the 2nd respondent appeared before this Court



CrI.O.P.(MD).No.762 of 2023

along with their counsels and also produced their Aadhar cards. They were also identified by the learned Additional Public Prosecutor and the Investigation Officer. Both the parties were enquired by me and they accepted the terms of compromise. Hence, the Compromise Memo is recorded.

5.Considering the totality of the circumstances, the nature of the allegations levelled against the petitioners and also in view of the joint compromise memo, dated 20.02.2023, this Court is of the opinion that no useful purpose will be served by keeping the matter pending and inclined to quash all further proceedings in C.C.No.171 of 2018 pending on the file of the learned Judicial Magistrate, Additional Mahila Court, Madurai in respect of the petitioners.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in C.C.No.171 of 2018, pending on the file of the learned Judicial Magistrate, Additional Mahila Court, Madurai is hereby quashed in respect of the petitioners alone. The compromise memo is



CrI.O.P.(MD).No.762 of 2023

recorded and the terms of joint compromise memo shall form part of this order.

10.03.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
TM

To

1.The Judicial Magistrate, Additional Mahila Court, Madurai.

2. The Inspector of Police,
All Women Police Station,
Tallakulam,
Madurai District.
(In Crime No.13/2018)

2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



CrI.O.P.(MD).No.762 of 2023

G.ILANGOVAN,J.

TM

CrI.O.P.(MD).No.762 of 2023

10.03.2023