



Crl.O.P.(MD).No.1393 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.01.2023

CORAM:

THE HONOURABLE MR.JUSTICE A.D.JAGADISH CHANDIRA

Crl.O.P.(MD).No.1393 of 2023

1.Syed Nachiaar
2.Thirumalai
3.Syed Abuthaheer

: Petitioners

Vs.

1.The State Rep. by
The Inspector of Police,
Srirangam Police Station,
Trichy District.
(Crime No.801 of 2013)

2.Arockiadas

: Respondents

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C. to call for the records pertaining to the charge sheet in C.C.No. 390 of 2019 on the file of the learned Judicial Magistrate, Srirangam and quash the same.

For Petitioners : Mr.Sankararamasubramanian

**For R-1 : Mr.M.Muthumanickam
Government Advocate (Crl. side)**

For R-2 : Mr.C.K.M.Appaji



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ORDER

The Criminal Original Petition has been filed to quash the proceedings in C.C.No.390 of 2019, pending on the file of the learned Judicial Magistrate, Srirangam, for the offences punishable under Sections 294(b), 323, 324 and 506(i) of IPC in Crime No.801 of 2013.

2.The case is under trial. 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 has been filed before this Court, which have been signed by the petitioners and the second respondent 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.K.Ramkumar, SI of Police, Srirangam (L&O) Police Station, Trichy District. 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 proceedings 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)**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the proceedings in C.C.No.390 of 2019.

5.This Criminal Original Petition stands allowed and as a sequel, the proceedings in C.C.No.390 of 2019, on the file of the learned Judicial Magistrate, Srirangam, is quashed and the terms of Joint Compromise Memo shall form part and parcel of this order. The petitioners shall jointly pay a sum of Rs.5,000/- (Rupees Five Thousand only) as costs, to the credit of **Rojavanam, Home for aged and poor, Account No. 6481560540, Indian Bank, Madurai Bench of Madras High Court, Madurai**, on or before 19.02.2023 and file a photocopy of the receipt along with a memo before this Court on 20.02.2023.



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6.Post the matter “for reporting compliance” on 20.02.2023.

27.01.2023

NCC: Yes/No
Index : Yes/No
Internet : Yes/No
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To

- 1.The Judicial Magistrate, Srirangam.
- 2.The Inspector of Police,
Srirangam Police Station,
Trichy District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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A.D.JAGADISH CHANDIRA, J.

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