



Crl.O.P.(MD)No.1180 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: **08.03.2023**

CORAM:

THE HONOURABLE MR.JUSTICE **G.ILANGO VAN**

Crl.O.P.(MD) No.1180 of 2023
and Crl.M.P.(MD).Nos.1055 & 1056 of 2023

1.R.Anand
2.Ponraj
3.Kaleeswaran
4.M.Kathiravan ... Petitioners/Accused No.1 to 4
Vs.

1.State rep. by
The Inspector of Police,
Vanniyampatti Vilakku Police Station,
Virudhunagar District.
(Crime No.103 of 2017) ... 1st Respondent/Complainant

2.Senthilkumar ... 2nd Respondent/Defacto Complainant

PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records in C.C.No.690 of 2019 on the file of the Judicial Magistrate No.II, Srivilliputhur and quash the same.

For Petitioners : Mr.R.Pon Karthikeyan
For R1 : Mr.S.Manikandan
Government Advocate (Crl.Side)
For R2 : Mr.R.Aravind Raj

ORDER

This Criminal Original Petition has been filed seeking to quash the charge sheet in C.C.No.690 of 2019 on the file of the Judicial Magistrate



No.II, Srivilliputhur.

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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.103 of 2017 for the offences punishable under Sections 420 and 409 IPC, against the petitioners. During the pendency of this case, the matter was referred to the Mediation Centre and before the Mediation Centre, they arrived at a settlement, thereby, the accused persons repaid the disputed amount of Rs.30,000/- to the company's account through mobile banking transfer, wherein, the second respondent is working as Manager.

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 to that effect, 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 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



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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 08.03.2023, this Court is of the opinion that no useful purpose will be served by keeping the matter pending. Hence, all further proceedings in C.C.No.690 of 2019 pending on the file of the learned Judicial Magistrate No.II, Srivilliputhur, is quashed and the compromise memo is recorded.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in C.C.No.690 of 2019, pending on the file of the learned Judicial Magistrate No.II, Srivilliputhur is hereby quashed in respect of the petitioners and the terms of joint compromise memo shall form part of this order. Consequently, connected miscellaneous petitions are closed.

08.03.2023

Index : Yes/No
Internet : Yes/No
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Note: Issue order copy on 09.03.2023.



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To

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- 1.The Judicial Magistrate No.II, Srivilliputhur.
- 2.The Inspector of Police,
Vanniyampatti Vilakku Police Station,
Virudhunagar District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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G.ILANGOVAN. J.

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