



Crl.O.P.(MD)No.1682 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: **26.06.2023**

CORAM:

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

Crl.O.P.(MD) No.1682 of 2023

Gopalasamy

... Petitioner / Accused

Vs.

1. State through the
The Inspector of Police,
All Women Police Station,
Pudukkottai,
Thoothukudi District.
(Crime No. 3 of 2016)

2.Arithaai

.. Respondents

PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records connected with the charge sheet in C.C.No. 368 of 2018 on the file of the Judicial Magistrate No.III, Tuticorin District and quash the same against this petitioner.

For petitioner	: Mr. R. Alagumani
For R1	: Mr.S.Manikandan Government Advocate (Crl. Side)
For R2	: Mr.S. Rameshkumar



ORDER

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This Criminal Original Petition has been filed seeking to quash the charge sheet in C.C.No.368 of 2018 on the file of the Judicial Magistrate No.III, Tuticorin District.

2.The contention of the petitioner is that based on the complaint lodged by the 2nd respondent, the 1st respondent registered the First Information Report in Crime No.3 of 2016 for the offences punishable under Sections 498(A) and 506(ii) IPC r/w. Section 4 of Dowry Prohibition Act, 1961 and Section 4 of TN Prohibition of Harassment of Women Act, 2002 against the petitioner.

3.The further contention of the petitioner 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 petitioner and the 2nd respondent and also by their respective counsels.

4.The petitioner 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 Government Advocate (Crl. Side) 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 petitioner and also in view of the joint compromise memo, dated 23.01.2023, 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.368 of 2018 on the file of the Judicial Magistrate No.III, Tuticorin District in respect of the petitioner.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in C.C.No.368 of 2018 on the file of the Judicial Magistrate No.III, Tuticorin District is hereby quashed in respect of the petitioner alone. The compromise memo is recorded and the terms of joint compromise memo shall form part of this order.

26.06.2023

Index : Yes/No
Internet : Yes/No
trp



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1. The Judicial Magistrate No.III, Tuticorin District.
2. The Inspector of Police,
All Women Police Station,
Pudukkottai,
Thoothukudi District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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G.ILANGOVAN. J.

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