



Crl.O.P.(MD)No.2229 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **23.03.2023**

CORAM

THE HON'BLE MR.JUSTICE G.ILANGO VAN

Crl.O.P.(MD)No.2229 of 2023

1. Suresh
2. R. Murali
3. Maheswari
4. Subbulakshmi
5. Kulandaivelu

... Petitioners / Accused No. 1 to 5

Vs.

1. Inspector of police
District Crime Branch,
Tirunelveli,
Tirunelveli District.

... 1st Respondent / Complainant

2. Suresh

... 2nd Respondent / Defacto Complainant

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records in C.C. No. 751 of 2019 on the file of Special Court for Land Grabbing cases, Tirunelveli, quash the same.



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For Petitioners : Mr.R. Sundar
For R1 : Mr.B. Nambiselvan
Additional Public Prosecutor
For R2 : Mr.R.Sakthivel

ORDER

This Criminal Original Petition has been filed seeking to quash the charge sheet in C.C. No. 751 of 2019 on the file of Special Court for Land Grabbing cases, Tirunelveli.

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.3 of 2017 for the offences punishable under Sections 423, 465, 468, 471, 120B and 420 of IPC, 1860, 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 along with their counsels and also produced their Aadhar cards. They were also identified by the learned Additional Public Prosecutor and the



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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 23.03.2023, 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. 751 of 2019 pending on the file of Special Court for Land Grabbing cases, Tirunelveli, in respect of the petitioners.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in C.C. No. 751 of 2019 pending, on the file of Special Court for Land Grabbing cases, Tirunelveli, is hereby quashed in respect of the petitioners alone. The compromise memo is recorded and the terms of joint compromise memo shall form part of this order.

23.03.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
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To
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1. Inspector of police
District Crime Branch,
Tirunelveli,
Tirunelveli District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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G.ILANGO VAN,J

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Order made in
CrI.O.P.(MD)No.2229 of 2023

Dated : 23.03.2023