



Crl.O.P.(MD).Nos.2706 and 2209 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.12.2023

CORAM

THE HON'BLE MR.JUSTICE G.ILANGO VAN

Crl.O.P.(MD).Nos.2706 and 2209 of 2023

Crl.O.P.(MD).No.2706 of 2023

1.Shakilabanu @ Banu

2.Abdul Hakim

3.Satham

... Petitioners

Vs.

1. State of Tamil Nadu

Rep. by the Inspector of Police

Adiramapattinam Police Station,

Thanjavur District.

(Crime No.81 of 2021)

2. Malar Nisha

... Respondents

PRAYER : Criminal Original Petition filed under Section 482 of the Criminal Procedure Code, to call for the records in FIR in crime No.81 of 2021 on the file of the 1st Respondent Police Station and quash the same.

For Petitioners : Mr.A. Naresh Prabhu

**For R1 : Mr.M.Sakthi Kumar
Government Advocate (Crl.side)**

For R2 : Mr.A. Abdul Kasan



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1.Shahul Hameed
2.Akbar Basha @ Basha ... Petitioners
(amended as per the order of the Court
dated 16.02.2023 in Crl.M.P(MD).No.2586 of 2023)
Vs.

1. State of Tamil Nadu
Rep. by the Inspector of Police
Adiramapattinam Police Station,
Thanjavur District.
(Crime No.86 of 2021)

2. Mariyam Beevi ... Respondents

PRAYER : Criminal Original Petition filed under Section 482 of the Criminal Procedure Code, to call for the records in FIR in crime No.86 of 2021 on the file of the 1st Respondent Police Station and quash the same.

For Petitioners : Mr. A. Naresh Prabhu

For R1 : Mr.M.Sakthi Kumar
Government Advocate (Crl.side)

For R2 : Mr. Paulmurugan



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COMMON ORDER

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These Criminal Original Petitions are filed to call for the entire records in Crime Nos.81 and 86 of 2021, pending on the file of the 1st Respondent Police Station and quash the same as illegal against the petitioners.

2.The contention of the petitioners is that based on the complaint lodged by the 2nd respondent in both cases, the 1st respondent registered the First Information Report in Crime No.81 of 2021 for the offences punishable under Sections 294(b), 323, 506(ii) ad Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, 2002 and in Crime No. 86 of 2021 for the offences under Sections 448, 294(b), 323, 506(i) ad Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, 2002 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.



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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 Government Advocate (Crl. Side) 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 21.12.2023, this Court is of the opinion that no useful purpose will be served by keeping the matter pending. Hence, all further proceedings in Crime Nos.81 and 86 of 2021 pending on the file of the 1st respondent police are quashed and the compromise memo is recorded.

6.In the result, these Criminal Original Petitions stand allowed and the entire proceedings in Crime Nos.81 and 86 of 2021, pending on the file of the 1st respondent police are hereby quashed in respect of the petitioners and the terms of joint compromise memo shall form part of



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this order.

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22.12.2023

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

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To

1. The Inspector of Police
Adiramapattinam Police Station,
Thanjavur 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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