



Crl.O.P.(MD)No.3460 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: **08.03.2023**

CORAM:

THE HONOURABLE MR.JUSTICE **G.ILANGOVAN**

Crl.O.P.(MD) No.3460 of 2023

K.Ukkirapandi

... Petitioner/Accused No.1

Vs.

1.The Inspector of Police,
Usilampatti Town Police Station,
Usilampatti,
Madurai District.

... 1st Respondent/De-jure Complainant

2.M/s.Kosamattam Finance Company,
represented by its,
Assistant Regional Manager,
Currently Zonal Manager of Coimbaroe,
Mr.Kiran John,
S/o. C.I.John,
Madurai Region,
Peraiyoor Road,
Usilampatti Taluk,
Madurai.

... 2nd Respondent/Defacto Complainant

PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the entire records connected with the case in Crime No. 519 of 2015, pending on the file of the 1st respondent of the police and quash the same.

For Petitioners : Mr.S.Selvakumar

For R1 : Mr.S.Manikandan
Government Advocate (Crl.Side)

For R2 : Mr.S.Malaikani



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ORDER

This petition has been filed seeking to quash the impugned FIR in Crime No.519 of 2015 on the file of the 1st respondent police.

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.519 of 2015 for the offences punishable under Sections 406, 409, 420 and 109 of IPC 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 accepted the terms of compromise. Hence, the Compromise Memo is recorded.



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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 24.01.2023, 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 Crime No.519 of 2015 pending on the file of the 1st respondent police in respect of this petitioner.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in Crime No.519 of 2015, pending on the file of the 1st respondent police is hereby quashed in respect of the petitioner. The compromise memo is recorded and the terms of joint compromise memo shall form part of this order.

08.03.2023

Index : Yes/No

Internet : Yes/No

TM

To

1.The Inspector of Police,
Usilampatti Town Police Station, Usilampatti,
Madurai District.

2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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G.ILANGOVA. J.

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