

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **21.03.2023**

CORAM:

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

Crl.O.P.(MD) No.3909 of 2023

1. Vinoth .
2. Arul
3. M.Sathish @ M.SathishKumar ...Petitioners/Accused No.3

Vs.

- 1.The State of Tamilnadu,
Represented through its
Inspector of Police,
W1, Thirunagar Police Station,
Madurai City,
Madurai. ... 1st Respondent/Complainant
- 2.R.Radhakrishnan ... 2nd Respondent/Defacto
Complainant

PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records pertaining to the proceedings in Crime No. 261 of 2022 pending on the file of 1st Respondent and to quash the same in respect of Petitioners/Accused 1 to 3.

For Petitioners : Mr.S.Prasanth

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

For R2 : Mr.Babu Rajendran

ORDER

This petition has been filed seeking to call for the records pertaining to the proceedings in Crime No.261 of 2022 pending on the file of 1st Respondent and to quash the same in respect of Petitioners/Accused 1 to 3.

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.261 of 2022 for the offences punishable under Sections 147, 294(b), 323 of IPC against the petitioners. It appears that there is petty dispute between the parties and now the defacto complainant decided to join with the first 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 Investigation Officer. Both the parties were enquired by me and they accepted the terms of compromise. Hence, the Compromise Memo is recorded.

6. 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 28.02.2023, this Court is of the opinion that no useful purpose will be served by keeping the matter pending. Hence, all further proceedings in Crime No.261 of 2022 pending on the file of the 1st respondent police is quashed and the compromise memo is recorded.

21.03.2023

NCC:Yes/No

Index : Yes/No

Internet : Yes/No

Indu

G.ILANGO VAN. J.

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To

- 1.The Inspector of Police,
W1, Thirunagar Police Station,
Madurai City,
Madurai.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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