



Crl.O.P.(MD)No.4647and4690 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **10.04.2023**

CORAM

THE HON'BLE MR.JUSTICE G.ILANGO VAN

Crl.O.P.(MD)Nos.4647 and 4690 of 2023

and

Crl.M.P.(MD)Nos. 4077,4080,4116 and 4117 of 2023

CRL.O.P.(MD)No.4647 of 2023:

1.Balamurugan

2.Sankar

3.Ilangovan

4.Prabhakaran

5.Bala Sankar

6.Prakash

7.Sankar

8.Chellappa

9.Meenakshi

10.Karuppanan

11.Rama Sangu

12.Venkatesh

1/9



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13.Govindhan

14.Radha Krishnan

15.Sivakumar

16.Chandru Ganesh

17.Dhanapal

... Petitioners/Accused

Vs.

1.The State, represented by its,
The Inspector of Police,
Ilayangudi Police Station,
Sivagangai District.
(Crime.No.196 of 2020)

... Respondent/Complainant

2.Manimaran

... Respondent/Defacto Complainant

3.Lakshmanan

4.Kannagi

5.Subbaiah

6.Maheshwaran

... Respondent/Victims

PRAYER : Criminal Original Petition filed under Section 482 of Criminal Procedure Code, to call for the entire records in relating to the impugned charge sheet in C.C. No.13 of 2021 on the file of the Learned District Munsif Cum Judicial Magistrate, Ilayangudi and to quash the same in so far as the petitioners are concerned.



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For Petitioner : Mr.Jeyakarthik.M.S
For R1 : Mr.S.Manikandan
Government Advocate(Crl. Side)
For R2 : Mr.S.Vidyasagar

CRL.O.P.(MD)No.4690 of 2023:

- 1.Lakshmanan
- 2.Ramu @ Ramar
- 3.Manikandan @ Manimaran
- 4.Kannagi
- 5.Rethinam
- 6.Ramesh Kumar @ Maheswaran
- 7.Subbaiah
- 8.Chandru
- 9.Bhuvaneshwari
- 10.Sankar Ganesh
- 11.Nalayini
- 12.Murugan
- 13.Sekar @ Chandra Sekaran
- 14.Babu ... Petitioners/Accused



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Vs.

1.The State, represented by its,
The Inspector of Police,
Ilayangudi Police Station,
Sivagangai District.
(Crime.No.197 of 2020)

... Respondent/Complainant

2.Sankar

... Respondent/Defacto Complainant

PRAYER : Criminal Original Petition filed under Section 482 of Criminal Procedure Code, to call for the entire records in relating to the impugned charge sheet in C.C. No.41 of 2021 on the file of the Learned District Munsif Cum Judicial Magistrate, Ilayangudi and to quash the same.

For Petitioner : Mr.S.Vidyasagar

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

For R2 : Mr.Jeyakarthik.M.S

COMMON ORDER

These Criminal Original Petitions have been filed seeking to quash the charge sheets in C.C. Nos.13 and 41 of 2021 on the file of the Learned District Munsif Cum Judicial Magistrate, Ilayangudi.



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2.The contention of the petitioners is that based on the complaint lodged by the 2nd respondent in both the Crl.O.Ps cases have been registered against the petitioners in Crime Nos.196 and 197 of 2020 on the file of the 1st respondent for the offences punishable under Sections 147, 148, 294(b), 323, 324, 506(ii) of IPC and Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, 2022 and Section 3 of TNPPDL Act and under Sections 147, 294(b), 323 and 506(ii) IPC respectively. It appears that there is a small issue between the parties.

3. The further contention of the petitioners is that they compromised the issue with the 2nd respondent amicably. A joint memos of compromise were filed, which have been duly signed by the petitioners and the 2nd respondent in both the Crl.O.Ps and also by their respective counsels.

4. The petitioners and the 2nd respondent in both the cases 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



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enquired by me and they accepted the terms of compromise. Hence, the Compromise Memos are recorded. It is submitted that name of the 6th petitioner in Crl.O.P(MD).No.4690 of 2023 is mentioned as Rameshkumar @ Maheswaran, but, his actual name is Maheswaran and it is also admitted by the learned Government Advocate (Crl.Side) and the same is hereby 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 memos, dated 14.03.2023, this Court is of the opinion that no useful purpose will be served by keeping the matters pending and inclined to quash all further proceedings in C.C. Nos.13 and 41 of 2021 on the file of the Learned District Munsif Cum Judicial Magistrate, Ilayangudi, in respect of the petitioners.

6. In the result, the Criminal Original Petitions stands allowed and the entire proceedings in C.C. Nos.13 and 41 of 2021 on the file of the Learned District Munsif Cum Judicial Magistrate, Ilayangudi, are hereby quashed in respect of the petitioners alone. The compromise memos are



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recorded and the terms of joint compromise memo shall form part of this order. Consequently, the connected Miscellaneous Petitions are closed.

10.04.2023

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



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WEB COPY To

- 1.The District Munsif Cum Judicial Magistrate,
Ilayangudi.
- 2.The Inspector of Police,
Ilayangudi Police Station,
Sivagangai District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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G.ILANGO VAN,J

trp

Order made in
Crl.O.P.(MD)No.4647 and 4690 of 2023
and
Crl.M.P.(MD)Nos.4077,4080,4116 and 4117 of 2023

Dated: 10.04.2023