



Crl.O.P.(MD)No.4708 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.4708 of 2023

1. Muruganantham
 2. Suri @ Suriyamoorthy
 3. Bhavana @ Pavunambal
- ... Petitioners / Accused Nos. 1,2 & 3

Vs.

1. The State represented by
Sub Inspector of Police,
Pappanadu Police Station
Thanjavur District.
... Respondent / Complainant
2. Ravi
... Respondent / Defacto Complainant

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records pertaining to the case in C.C No. 88 of 2015 on the file of the District Munsif – cum – Judicial Magistrate, Orathanadu, Thanjavur District and to quash the same.

For Petitioners	: Mr.M. Pitchai Muthu
For R1	: Mr.B. Nambiselvan Additional Public Prosecutor
For R2	: Mr.A.Mohammed Arief



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ORDER

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This Criminal Original Petition has been filed seeking to quash the charge sheet in C.C No. 88 of 2015, on the file of the District Munsif – cum – Judicial Magistrate, Orathanadu, Thanjavur District.

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.128 of 2014 for the offences punishable under Sections 341, 294(b), 323, 324 and 506(ii) of IPC, against the petitioners. 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 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.



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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. 88 of 2015 on the file of the District Munsif – cum – Judicial Magistrate, Orathanadu, Thanjavur District in respect of the petitioners.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in C.C No. 88 of 2015 on the file of the District Munsif – cum – Judicial Magistrate, Orathanadu, Thanjavur District, 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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- 1.The District Munsif – cum – Judicial Magistrate,
Orathanadu, Thanjavur District
2. Sub Inspector of Police,
Pappanadu Police Station
Thanjavur District.
- 3.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

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