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Crl.O.P.(MD)No.4770 of 2023



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **13.04.2023**

CORAM:

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

Crl.O.P.(MD)No.4770 of 2023
and Crl.M.P.(MD).Nos.4196 & 4197 of 2023

Kumar

... Petitioner/Accused

Vs.

1.The Sub Inspector of Police,
Sakkottai Police Station,
Sivagangai District.
Crime No. 156 of 2019.

... 1st Respondent/Complainant

2. Chandhiran.

... 2nd Respondent/Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records in connection with the impugned charge sheet in C.C No. 23 of 2023 on the file of the Learned Judicial Magistrate Court, Karaikudi and quash the same as illegal.

For Petitioner : Mr.M.Solaisamy

For Respondents : Mr.R.Suresh Kumar
Government Advocate (Crl. Side)

ORDER

This Criminal Original Petition has been filed seeking to quash the charge sheet in C.C.No.23 of 2023 on the file of the learned Judicial Magistrate, Karaikudi.



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.156 of 2019 for the offences punishable under Sections 454, 380 & 403 IPC, 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.

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.

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 20.03.2023, this Court is of the opinion that no useful purpose will be served by keeping the matter pending and inclined



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to quash all further proceedings in C.C.No.23 of 2023 pending on the file of the learned Judicial Magistrate, Karaikudi in respect of the petitioners.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in C.C.No.23 of 2023, pending on the file of the learned Judicial Magistrate, Karaikudi 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. Consequently, connected miscellaneous petitions are closed.

13.04.2023

Index : Yes/No
Internet : Yes/No
TM

To

1. The Judicial Magistrate Court, Karaikudi.
- 2.The Sub Inspector of Police,
Sakkottai Police Station,
Sivagangai District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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G.ILANGOVAN. J.

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