



Crl.O.P.(MD)No.6456 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 25.04.2023

CORAM :

THE HONOURABLE Mr. JUSTICE G.ILANGO VAN

Crl.O.P.(MD)No.6456 of 2023

1.Kelina

2.Kubendran

3.Mathiyalagan

4.Jothi

...Petitioners/Accused No.1 to 4

Vs.

1.The Inspector of Police,
Theni Police Station,
Theni District.
(Crime No.389/2022)

...1st Respondent/Complainant

2.Viji

...2nd Respondent/De-facto Complainant

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records relating to the FIR in Crime No. 389/2022 on the file of the 1st respondent police and quash the same as illegal as against the petitioners concerned.

For Petitioners
For R1

: Mr.Maharaja.M
: Mr.B.Nambiselvan
Additional Public Prosecutor
: Mr.M.Sangili

For R2



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ORDER

This petition has been filed seeking to quash the impugned FIR in Crime No.389 of 2022 on the file of the 1st respondent police

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.389 of 2022 for the offences punishable under Sections 341, 294(b), 323, 506(ii) IPC and Section 4 of TN Prohibition of Harassment of Women Act,2002 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.



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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 06.04.2023, 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.389 of 2022 on the file of the 1st respondent police in respect of the petitioners.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in Crime No.389 of 2022 on the file of the 1st respondent police is hereby quashed in respect of the petitioners. The compromise memo is recorded and the terms of joint compromise memo shall form part of this order.

25.04.2023

Index : Yes/No
Internet: Yes/No
tta/CM

To

1.The Inspector of Police,
Theni Police Station,
Theni District.
(Crime No.389/2022)

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

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G.ILANGOVAN, J.,

tta

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