

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.5295 of 2023

1.Muthusamy

2.Nagavalli

3.Angala Eswari ... Petitioners / Accused Nos.1 to 3

Vs.

1.The State represented by
The Inspector of Police,
Kadaladi Police Station,
Ramanathapuram Distirct,
(In Cr.No.132 of 2020) ... 1st Respondent/Complainant

2.Mariselvi ... 2nd Respondent/Defacto Complainant

PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records relating to the impugned FIR in Cr.No.132 of 2020 on the file of the 1st respondent / complainant and quash the same as against the petitioners / accused No.1 to 3.

For Petitioners : Mr. R.Venkateswaran

For R1 : Mr.B.Nambiselvan
Additional Public Prosecutor

For R2 : Mr.S.Jeyakumar

ORDER

This petition has been filed seeking to call for the records relating to the impugned FIR in Crime No.132 of 2020 on the file of the 1st respondent / complainant and quash the same as against the petitioners / accused No.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.132 of 2020 for the offences punishable under Sections 294(b), 324, 329, 498(A) of IPC and 4 of Dowry Prohibition Act, 1961, against the petitioners. It appears that it is the matrimonial dispute between the parties and now the defacto complainant is decided to join with the first petitioner.

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 21.03.2023, 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.132 of 2020 pending on the file of the 1st respondent police is quashed and the compromise memo is recorded.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in Crime No.132 of 2020, pending on the file of the 1st respondent police is hereby quashed in respect of the petitioners and the terms of joint compromise memo shall form part of this order.

21.03.2023

NCC:Yes/No

Index : Yes/No

Internet : Yes/No

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G.ILANGO VAN. J.

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To

- 1.The Inspector of Police,
Kadaladi Police Station,
Ramanathapuram Distirct,
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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