



CrI.O.P.(MD)No.6334 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 13.06.2023

CORAM :

THE HONOURABLE Mr. JUSTICE G.ILANGO VAN

CrI.O.P.(MD)No.6334 of 2023

and

CrI.M.P.(MD)Nos.5538 and 5539 of 2023

Sudalai Subramanian

... Petitioner / Sole accused

Vs.

1. The Inspector of Police,
Sivanthipatti Police Station,
Tirunelveli District.

Crime No.25/2017.

... 1st Respondent / Complainant

2.Ponnarasi

... 2nd Respondent/ Defacto complainant

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to quash the impugned charge sheet in S.C.No.232 of 2018, on the file of the Judicial Magistrate Court No.II, Tirunelveli, dated 27.03.2018, in Crime No.25 of 2017, dated 19.03.2017, filed under Sections 294(b), 307, 323, 506(i) of I.P.C and Section 4 of TNPWH Act, registered on the file of the first respondent.

For Petitioner

: Mr.P.M.Vishnuvarthanan

For R1

: Mr.R.Sureshkumar
Government Advocate (CrI Side)

For R2

: Mr.P.Selvakamatchi



Crl.O.P.(MD)No.6334 of 2023

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5. Even though the prosecution evidence was over, because of the compromise reached and that the victim and the petitioner are brothers and the property dispute also upon settled between the parties.

6. The petitioner 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 Government Advocate (Crl Side) and the Investigation Officer. Both the parties were enquired by me and they accepted the terms of compromise. Hence, the Joint Compromise Memo is recorded.

7. Considering the totality of the circumstances, the nature of the allegations levelled against the petitioner and also in view of the compromise memo, 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 S.C.No.232 of 2018, on the file of the Judicial Magistrate Court No.II, Tirunelveli, dated 27.03.2018, in Crime No.25 of 2017, dated 19.03.2017, filed under Sections 294(b), 307, 323, 506(i) of I.P.C and Section 4 of TNPWH Act, in respect of the petitioner.



CrI.O.P.(MD)No.6334 of 2023

WEB COPY

8. In the result, the Criminal Original Petition stands allowed and the entire proceedings in in S.C.No.232 of 2018, on the file of the Judicial Magistrate Court No.II, Tirunelveli, dated 27.03.2018, in Crime No.25 of 2017, dated 19.03.2017, filed under Sections 294(b), 307, 323, 506(i) of I.P.C and Section 4 of TNPWH Act, is hereby quashed in respect of the petitioner alone. The compromise memo is recorded and the terms of compromise memo shall form part of this order. Consequently, connected Miscellaneous Petitions are closed.

13.06.2023

Index : Yes/No
Internet:Yes/No
Ls



CrI.O.P.(MD)No.6334 of 2023

To
WEB COPY

- 1.The Judicial Magistrate Court No.II,
Tirunelveli.
- 2.The Inspector of Police,
Sivanthipatti Police Station,
Tirunelveli District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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Crl.O.P.(MD)No.6334 of 2023

G.ILANGO VAN, J.,

Ls

Crl.O.P.(MD)No.6334 of 2023

13.06.2023