



WEB COPY

Crl.O.P.(MD)No.6669 of 2023



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 17.04.2023

CORAM:

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

Crl.O.P.(MD)No.6669 of 2023

1.Padmanabhan

2.Bama

3.Munish

... Petitioners/Accused Nos.1 to 3

Vs.

1.The State represented by it
The Inspector of Police,
Asaripallam Police Station,
Kanniyakumari District.
Crime No.21 of 2023.

... 1st Respondent/Complainant

2.Rajasekaran

... 2nd Respondent/Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records pertaining to Crime No.21 of 2023 dated 05.03.2023 on the file of the Inspector of Police, Asaripallam Police, Kanniyakumari District and quash the same insofar as the petitioners.

For Petitioners : Mr.M.Krishna Sreethar

For Respondents : Mr.B.Nambiselvan for R1
Additional Public Prosecutor

Mr.L.George Paul Anto for R2



ORDER

WEB COPY

This petition has been filed seeking to quash the impugned FIR in Crime No.21 of 2023 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.21 of 2023 for the offences punishable under Sections 448, 294(b), 323 & 506(ii) of IPC and Section 4 of TN Prohibition of Women Harassment Act, 2002. It is a case in counter case.

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.



WEB COPY

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 31.03.2023, 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 Crime No.21 of 2023 pending on the file of the 1st respondent police in respect of these petitioners.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in Crime No.21 of 2023, pending 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.

17.04.2023

Index : Yes/No

Internet : Yes/No

TM

To

- 1.The Inspector of Police,
Asaripallam Police Station,
Kanniyakumari District.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



Crl.O.P.(MD)No.6669 of 2023

G.ILANGOVAN. J.

TM

Crl.O.P.(MD)No.6669 of 2023

17.04.2023