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Crl.O.P.(MD)No.6804 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.6804 of 2023

1.Rajasekaran

2.Ananthi

... Petitioners/Accused 1 & 2

Vs.

1.The State represented by its
The Inspector of Police,
Aasaripallam Police Station,
Kanniyakumari District.
In Crime No.22 of 2023.

... 1st Respondent/Complainant

2.Padmanabhan

... 2nd Respondent/Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records pertaining to Cr.No.22/2023 dated 05.03.2023, on the file of the Inspector of Police, Asaripallam Police Station, Kanniyakumari District and quash the same in so far as the petitioners.

For Petitioner : Mr.L.George Paul Anto

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

Mr.M.Krishna Sreethar for R2



ORDER

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This petition has been filed seeking to quash the impugned FIR in Crime No.22 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.22 of 2023 for the offences punishable under Sections 147, 294(b), 323 of IPC and Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, 2002, against the petitioners. It is a case and 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.

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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 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.22 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.22 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,
Aasaripallam Police Station,
Kanniyakumari District.

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



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G.ILANGOVAN. J.

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