



Crl.O.P.(MD)No.6726 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 12.04.2023

CORAM :

THE HONOURABLE Mr. JUSTICE G.ILANGO VAN

Crl.O.P.(MD)No.6726 of 2022
and Crl.O.P(MD).Nos.5849 and 5850 of 2023

1.Vasantha
2.Maruthaiah

... Petitioners

Vs.

1. State Rep. by
The Inspector of Police,
Thoothukudi Central Police Station,
Thoothukudi District.
2.Aniston

... Respondents

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records in C.C.No.878 of 2022 on the file of the Judicial Magistrate No.II, Thoothukudi and quash the same as illegal.

For Petitioners	: Mr.K.N.Guru
For R1	: Mr.B.Nambiselvan Additional Public Prosecutor
For R2	: Mr.Mohamed Hashion

ORDER

This Criminal Original Petition has been filed seeking to quash the charge sheet in C.C.No.878 of 2022 pending on the file of the Judicial

Magistrate No.II, Thoothukudi.



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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.94 of 2021 for the offences punishable under Sections 294(b), 323, 355 and 342 of IPC, against the petitioners. It appears that there is a small issue between the parties.

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 11.03.2023, this Court is of the opinion that no useful purpose will be served by keeping the matter pending and inclined to



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quash all further proceedings in C.C.No.878 of 2022 pending on the file of the Judicial Magistrate No.II, Thoothukudi, in respect of the petitioners.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in C.C.No.878 of 2022 pending on the file of the Judicial Magistrate No.II, Thoothukudi, is hereby quashed in respect of the petitioners alone. The compromise memo is recorded and the terms of joint compromise memo shall form part of this order. Consequently, the connected Criminal Miscellaneous Petitions are closed.

12.04.2023

Index : Yes/No
Internet: Yes/No
tta

To

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



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G.ILANGO VAN, J.,

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