



Crl.O.P.(MD) No.11180 of 2022 and Crl.O.P(MD)No.12372 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.10.2023

CORAM:

THE HONOURABLE DR.JUSTICE G.ILANGO VAN

Crl.O.P.(MD)No.11180 of 2022 and Crl.O.P(MD)No.12372 of 2023
and
Crl.M.P(MD)No.7049 of 2022 and Crl.M.P.(MD)No.9712 of 2023

1.Clara

2.Kumaresan

...Petitioner / Accused No.2,3
in Crl.O.P(MD)No.11180 of 2022

A.S.Ayyanar

...Petitioner / Accused No.1
in Crl.O.P(MD)No.12372 of 2023

Vs.

1.State Rep. by,
The Sub-Inspector of Police,
All Women Police Station,
Thallakulam,
Madurai.

...1st Respondent / Complainant
(in both cases)

2.M.Saranya

...2nd Respondent / Defacto Complainant
(in both cases)

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records in Crime No.1 of 2022 on the file of 1st respondent police and quash and pass such further other orders of this Court.

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For Petitioner : Mr.P.Muthusamy
For Respondents : Mr.M.Sakthi Kumar for R1
Government Advocate (Crl. Side)
: Mr.Rahim Sikkandar for R2
(in both cases)

COMMON ORDER

These petitions have been filed seeking to quash the impugned FIR in Crime No.1 of 2022 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.1 of 2022 for the offences punishable under Sections 498(A) and 506(i) of IPC against the petitioners.

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.



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4. The defacto complainant and the first petitioner present before this Court and stated that the matter has been compromised between the parties by which a permanent alimony of Rs.4,50,000/- was settled. Already a sum of Rs.2,50,000/- was received by the defacto complainant and now a sum of Rs.2,00,000/- has been given to the defacto complainant in the form of a Demand Draft in respect of the matrimonial issue which is pending before the learned Judge, Family Court, Madurai. They have decided to resolve the issue by separated mutually.

5. 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.

6. 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 30.08.2023, this Court is of the opinion that no useful



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purpose will be served by keeping the matter pending. Hence, all further proceedings in Crime No.1 of 2022 pending on the file of the 1st respondent police is quashed and the compromise memo is recorded.

7. In the result, the Criminal Original Petitions stand allowed and the entire proceedings in Crime No.1 of 2022, 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. Consequently, connected miscellaneous petitions are closed.

13.10.2023

NCC : Yes / No
Internet : Yes / No
Index : Yes / No

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To

- 1.The Sub-Inspector of Police,All Women Police Station, Thallakulam, Madurai.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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