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Crl.O.P.(MD)No.7072 of 2023



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 19.04.2023

CORAM:

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

Crl.O.P.(MD)No.7072 of 2023

- 1.Arunachalam
- 2.Balaji
- 3.Thiyaneshwaran
- 4.Manjula ... Petitioners/Accused Nos.1 to 4

Vs.

- 1.The State by The Inspector of Police,
City Crime Branch,
Madurai City. ... 1st Respondent/Complainant

- 2.Shanmugam ... 2nd Respondent/Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for records in respect of Crime No.47 of 2019 on the file of the 1st respondent and quash the same in so far as the petitioners concerned.

For Petitioner : Mr.P.Chellapandian
For Respondents : Mr.B.Nambiselvan for R1
Additional Public Prosecutor
Mr.T.Lenin Kumar for R2

ORDER

This Criminal Original Petition has been filed seeking to quash the



FIR in Crime No.47 of 2019 on the file of the 1st respondent police.

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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.47 of 2019 for the offences punishable under Sections 120B, 406, 420 and 506(i) of IPC.

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 Government Advocate (Crl. side) 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, 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.47 of 2019 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.47 of 2019, 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.

19.04.2023

Index : Yes/No
Internet : Yes/No
TM

To

- 1.The Inspector of Police,
City Crime Branch,
Madurai City.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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G.ILANGOVAN. J.

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