



Crl.O.P.(MD).No.7074 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.06.2023

CORAM

THE HON'BLE MR.JUSTICE G.ILANGO VAN

Crl.O.P.(MD).No.7074 of 2023

1.Ganesamoorthy
2.Senthil
3.Munish

... Petitioners/Accused Nos.1 to 3

Vs.

1.The Sub-Inspector of Police,
Tiruchendur Police Station,
Tiruchendur,
Thoothukudi District.
(Crime No.74 of 2023)

... 1st Respondent/Complainant

2.Munisekar

... 2nd Respondent/Defacto Complainant

PRAYER : Criminal Original Petition filed under Section 482 of the Criminal Procedure Code, to call for the records relating to the FIR in Crime No.74 of 2023 on the file of the 1st respondent police and to quash the same.

For Petitioner : Mr.N.Pragalathan

For Respondent : Mr.R.Suresh Kumar for R1
Government Advocate (Crl. Side)

Mr.K.Muthurakkan for R2



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ORDER

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This petition has been filed seeking to quash the impugned FIR in Crime No.74 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.74 of 2023 for the offences punishable under Sections 420 & 380 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.



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5. Even though the case has been registered under Sections 420 and 380 of IPC, the matter has been compromised, by which, the above said missing of amount of Rs.1,00,000/- was returned to the defacto complainant. No other bad antecedents have been reported against the petitioners.

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, 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.74 of 2023 pending on the file of the 1st respondent police in respect of these petitioners.

7. In the result, the Criminal Original Petition stands allowed and the entire proceedings in Crime No.74 of 2023, pending on the file of the 1st respondent police is hereby quashed in respect of the



05.06.2023

To

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



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G.ILANGOVAN,J.

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