



Crl.O.P.(MD)No.9243 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 18.05.2023

CORAM:

THE HONOURABLE MRS.JUSTICE T.V.THAMILSELVI

Crl.O.P.(MD)No.9243 of 2023

Veerabagu

...Petitioner

Vs.

1.State rep by,
The Inspector of Police,
TTW Tirunelveli City Police Station,
In Crime No.133/2023,
Tirunelveli City.

2.Syed Abuthakir
3.Mohamed Kaja Idhrios

...Respondents

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C., to call for the records relating to the FIR in Crime N0.133 of 2023 dated 18.04.2023 on the file of the first respondent and quash the same against the petitioner.

For Petitioners	: Mr.C.Susi Kumar
For R-1	: Mr.M.Sakthi Kumar
	Government Advocate (Crl. side)
For R2 & R3	: Mr.R.Maheswaran



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ORDER

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The Criminal Original Petition has been filed to quash the proceedings in Crime No.133 of 2023, on the file of the first respondent police, for an alleged offences under Sections 279, 308 & 338 IPC and Section 184 of Motor Vehicles Act, 1988.

2.The case is still at the stage of investigation. By passage of time, the parties have decided to bury their hatchet and compromise the dispute amicably among themselves and the defacto complainant is willing to proceed the issue further in view of the compromise entered between themselves.

3.A Joint Memo of Compromise signed by the petitioner and the second and third respondents and also by their respective counsel has also been filed before this Court. The petitioner and the second and third respondents were also present in person before this Court and they were identified by the concerned Police Official. This Court also enquired both the parties and was satisfied that the parties have come to an amicable settlement between themselves.



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4.Under such circumstances, no useful purpose will be served in keeping the First Information Report pending before the respondent police. Even though, the offences involved are not compoundable in nature. In the light of the guidelines given by the Hon'ble Supreme Court reported in *2017 9 SCC 641-(Parbathbhai Aahir @ Parbathbhai Vs. State of Gujrath)*, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.133 of 2023 pending on the file of the first respondent police.

5.This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.133 of 2023, on the file of the first respondent police, is quashed and the terms of joint compromise memo shall form part and parcel of this order.

18.05.2023

Index: Yes/No
Internet: Yes/No
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T.V.THAMILSELVI, J.,

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To

- 1.The Inspector of Police,
TTW Tirunelveli City Police Station,
In Crime No.133/2023,
Tirunelveli City.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

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