



Crl.O.P.(MD).No.12500 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 15.11.2023

CORAM

THE HON'BLE MR.JUSTICE G.ILANGO VAN

Crl.O.P.(MD).No.12500 of 2022
and Crl.M.P.(MD).No.7914 of 2022

Vivakaran

... Petitioner

Vs.

1.The Inspector of Police,
Rajamangalam Police Station,
Kanyakumari District.
Crime No.197 of 2018

2.Suyambu

...Respondents

PRAYER : Criminal Original Petition filed under Section 482 of the Criminal Procedure Code, to call for the records pertaining to the FIR in Crime.No. 197 of 2018 on the file of the 1st respondent police and quash the same as illegal as against the petitioner.

For Petitioner : Mr.V.Sorimuthu

For R1 : Mr.M.Sakthi Kumar
Government Advocate
(Crl.side)

For R2 : Mr.K.Anandaraj



Crl.O.P.(MD).No.12500 of 2022

ORDER

This petition has been filed seeking to quash the impugned FIR in Crime No.197 of 2018 on the file of the 1st respondent police.

2.The contention of the petitioner is that based on the complaint lodged by the 2nd respondent, the 1st respondent registered the First Information Report in Crime No.197 of 2018 for the offences punishable under Sections 147, 148, 341, 294(b), 323 & 506(ii) IPC r/w. 3(1) of TN Public Property Prevention of Damages and Loss Act.

3.The further contention of the petitioner 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 petitioner and the 2nd respondent and also by their respective counsels.

4.The petitioner 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



Crl.O.P.(MD).No.12500 of 2022

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 petitioner 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.197 of 2018 pending on the file of the 1st respondent police in respect of this petitioner.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in Crime No.197 of 2018, pending on the file of the 1st respondent police is hereby quashed in respect of the petitioner. The compromise memo is recorded and the terms of joint compromise memo shall form part of this order. Consequently, connected miscellaneous petition is closed.

15.11.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
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3/5



Crl.O.P.(MD).No.12500 of 2022

To

1. The Inspector of Police,
Rajamangalam Police Station,
Kanyakumari District.
Crime No.197 of 2018
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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Crl.O.P.(MD).No.12500 of 2022

G.ILANGOVAN,J.

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Crl.O.P.(MD).No.12500 of 2022

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