



Crl.O.P.(MD)No.16835 of 2022

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.16835 of 2022**

- 1.Mohaideen Fathima @ Selvi
- 2.K.A.O.Mohammed Hussain
- 3.Syed Abdul Wahab Hadi
- 4.Mubin Taj
- 5.Thanzeem Farhana
- 6.Syed Umar Siddique ... Petitioners/Accused No.1 to 6

Vs.

- 1.The Inspector of Police,  
All Women Police Station,  
Thallakulam,  
Madurai.  
(Crime No.46 of 2015) .. 1<sup>st</sup> Respondent/Complainant
- 2.Fathihathul Fathima ... 2<sup>nd</sup> Respondent/Defacto Complainant

**PRAYER:** Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records pertaining to the Impugned charge sheet in C.C No. 11 of 2017 on the file of the Additional Mahila Judicial Magistrate Court, Madurai, in Crime No. 46 of 2015 dated 13.11.2015 on the file of the respondent no.1 and quash the same as illegal.



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For Petitioners : Mr.S.Rajasekar for  
M/s.T.Lajapathi Roy  
For R1 : Mr.M.Sakthi Kumar for R1  
Government Advocate (Crl. Side)  
For R2 : Mr.S.Ramesh Kumar for R2

### **ORDER**

This Criminal Original Petition has been filed seeking to quash the charge sheet in C.C No. 11 of 2017 on the file of the Additional Mahila Judicial Magistrate Court, Madurai

2.The contention of the petitioners is that based on the complaint lodged by the 2<sup>nd</sup> respondent, the 1<sup>st</sup> respondent registered the First Information Report in Crime No.46 of 2015 for the offences punishable under Sections 498(A), 403, 406, 506(i) of IPC against A1 and A2, 406 and 506(i) of IPC against A3, 498-A, 403, 406 IPC against A4, 498(A) and 406 of IPC against A5 and 406 and 506(i) of IPC against A6.

3.The further contention of the petitioners is that they compromised the issue with the 2<sup>nd</sup> respondent amicably. A joint memo of compromise was filed, which has been duly signed by the petitioners and the 2<sup>nd</sup> respondent and also by their respective counsels.



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4.The petitioners and the 2<sup>nd</sup> 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.

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, dated 15.09.2022, 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 C.C.No.11 of 2017 pending on the file of the learned Judicial Magistrate, Additional Mahila Court, Madurai in respect of the petitioners.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in C.C.No.11 of 2017, pending on the file of the learned Judicial Magistrate, Additional Mahila Court, Madurai is hereby quashed in respect of the petitioners alone. The compromise memo is recorded and the terms of joint compromise memo shall form part of this order.



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**18.05.2023**

Index : Yes/No  
Internet : Yes/No  
TM

To

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



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**T.V.THAMILSELVI. J.**

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