



Crl.O.P.(MD)No.13547 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 31.10.2023

CORAM:

THE HONOURABLE MR.JUSTICE G.ILANGO VAN

Crl.O.P.(MD) No.13547 of 2023

1. Ayyasamy

2. Ravikumar

3. Surulisamy

... Petitioners

Vs

1. The Inspector of Police,
Thermal Nagar Police Station,
Thoothukudi District.
Crime No.18/2015.

2. Selvaraj

... Respondents

PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C, calling the records pertaining to P.R.C.No.141 of 2022 on the file of the learned Judicial Magistrate No.II, Thoothukudi and quash the same as against this petitioners.

For petitioners	: Mr.S.Vishnuvardhan
For R1	: Mr.R.M.Anbunithi Additional Public Prosecutor
For R2	: Mr.G.Sailendrababu



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ORDER

This Criminal Original Petition has been filed seeking to quash the charge sheet in P.R.C.No.141 of 2022 on the file of the learned Judicial Magistrate No.II, Thoothukudi.

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.18 of 2015 for the offences punishable under Section 3 of the Prevention of Damages to Public Properties Act, 1894, against the petitioners. It appears that there is a small issue between the parties.

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 identified by the learned Additional Public Prosecutor and the Investigation Officer. They were also appeared before the High



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Court Legal Services Committee, Madurai. 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 P.R.C.No.141 of 2022 pending on the file of the learned Judicial Magistrate No.II, Thoothukudi in respect of the petitioners .

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in P.R.C.No.141 of 2022, pending on the file of the learned Judicial Magistrate No.II, Thoothukudi 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.

31.10.2023

NCC : Yes/No
Index : Yes/No
Internet : Yes/No
PNM



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To

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1. The Judicial Magistrate No.II, Thoothukudi.
2. The Inspector of Police,
Thermal Nagar Police Station,
Thoothukudi District. Crime No.18/2015.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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G.ILANGO VAN. J.

PNM

ORDER IN
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