



WEB COPY

CrI.O.P.(MD)No.18589 of 2023



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED:07.12.2023

CORAM:

THE HONOURABLE MR.JUSTICE **G.ILANGO VAN**

CrI.O.P.(MD) No.18589 of 2023

1.Kaleeshwaran @ Kali

2.Veerasooran

3.Balamurugan

4.Sethupathi

5.Muthukumar

6.Vinith Murugan

... Petitioners/Accused

Vs.

1.State of Tamil Nadu rep.by
The Inspector of Police,
Sayalkudi Police Station,
Ramanathapuram District.
(Crime No.06 of 2020)

...1st Respondent/Complainant

2.Mohamed Yasar Arabath

...2nd Respondent/Defacto
Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records pertaining to the FIR in Crime No.123 of 2023, dated 09.06.2023 on the file of the respondent Police station and quash the same as illegal.



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For Petitioners : Mr.B.Mahendrarajan
For R1 : Mr.M.Sakthi Kumar
Government Advocate (Crl.side)
For R2 : Mr.S.Vikram

ORDER

This petition has been filed seeking to quash the impugned FIR in Crime No.123 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.123 of 2023 for the offences punishable under Sections 387, 427 of IPC @ 387 of IPC and 3(1) of TNPPDL and 25(1-A) of Arms Act, against the petitioners.

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.It is an issue between the employee and employer, over non payment of salary amount and now the salary amount has been settled to



the first accused. 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. 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 01.11.2023, this Court is of the opinion that no useful purpose will be served by keeping the matter pending. Hence, all further proceedings in Crime No.123 of 2023 pending on the file of the 1st respondent police is quashed and the compromise memo is recorded.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in Crime No.123 of 2023, pending on the file of the 1st respondent police is hereby quashed in respect of the petitioners and the terms of joint compromise memo shall form part of this order.

07.12.2023

Index : Yes/No
Internet : Yes/No
Indu



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G.ILANGOVAN. J.

Indu

To

1. The Inspector of Police,
Sayalkudi Police Station,
Ramanathapuram District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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