



Crl.O.P.(MD).No.16197 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30.10.2023

CORAM

THE HON'BLE MR.JUSTICE G.ILANGO VAN

Crl.O.P.(MD).No.16197 of 2023

1.Ganeshkumar

2.Sundar @ Sundarrajan

3.Saravanan @ Krishnamoorthi

4.Pandi @ Thangapandi

5.Marikannan

6.Ganeshkumar

7.Muthukalai

.... Petitioners/

Accused Nos.1 to 7

Vs.

1.The Inspector of Police,
Kalugumalai Police Station,
Thoothukudi District.
(Crime. No.145/2023)

...1st Respondent/Complainant

2.Chelladurai

... 2nd Respondent/Defacto complainant

3.Poomarisamy

.. 3rd Respondent/Victim



Crl.O.P.(MD).No.16197 of 2023

PRAYER : Criminal Original Petition filed under Section 482 of the Criminal Procedure Code, to call for the records pertains to impugned FIR in Crime No.145 of 2023 on the file of the first respondent Police Station and quash the same.

For Petitioners : Mr.R.Gowrishankar

For 1stRespondent : Mr.M.Sakthi Kumar
Government Advocate (Crl. Side)
Mr. K.Radhakrishnan for R2

ORDER

This petition has been filed seeking to quash the impugned FIR in Crime No.145 of 2023 on the file of the first 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.145 of 2023 for the offences punishable under Sections 147, 341, 294(b), 324, 323 and 506(ii) of IPC against the petitioners.

3.The further contention of the petitioners is that they compromised the issue with the respondents 2 and 3 amicably. A joint



Crl.O.P.(MD).No.16197 of 2023

memo of compromise was filed, which has been duly signed by the petitioners and the respondents 2 and 3 and also by their respective counsels.

4.The petitioners and the respondents 2 and 3 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, 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.145 of 2023 pending on the file of the 1st respondent police in respect of these petitioners.



Crl.O.P.(MD).No.16197 of 2023

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in Crime No.145 of 2023, pending on the file of the 1st respondent police 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.

30.10.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
vsg

To

- 1.The Inspector of Police,
Kalugumalai Police Station,
Thoothukudi District.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



Crl.O.P.(MD).No.16197 of 2023

G.ILANGO VAN,J.

vsg

Crl.O.P.(MD).No.16197 of 2023

30.10.2023