



Crl.O.P.(MD)No.16834 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: **16.10.2023**

CORAM:

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

Crl.O.P.(MD)No.16834 of 2023

Abu Zakkiria @ Jakkariya

...Petitioner/sole accused

Vs.

1.The State Rep.by
The Inspector of Police,
Silaiman Police Station,
Madurai District.
In Crime No.138 of 2022.

2.Shakila Banu

... Respondents

PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records pertaining to Crime No.138 of 2022 dated 25.04.2022 on the file of the Inspector of Police, Silaiman Police Station, Madurai and quash the same.

For petitioner	: Mr.J.Mohamed Ibrahim
For R1	: Mr.M.Sakthi Kumar
	Government Advocate (Crl.Side)
For R2	: Mr.A.Balaji

ORDER

This petition has been filed seeking to quash the case in Crime No.

138 of 2022 on the file of the first respondent.



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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.138 of 2022 for the offences punishable under Sections 294(b), 323 and 506(i) of IPC and Section 4 of the Tamil Nadu Prohibition of Harassment of Women Act, 2002 against the petitioner.

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 accepted the terms of compromise. Hence, the Compromise Memo is recorded.



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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.138 of 2022 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.138 of 2022, 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.

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Index : Yes/No
Internet : Yes/No
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G.ILANGO VAN. J.

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To

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

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