



Crl.O.P.(MD) No.17326 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12.10.2023

CORAM:

THE HONOURABLE MR.JUSTICE G.ILANGO VAN

Crl.O.P.(MD)No.17326 of 2023

1.A.Sivakumar

2.A.Sivakami

...Petitioner / Accused No.1 & 3

Vs.

1.The Inspector of Police,
All Women Police Station,
Madurai Town.
(In Crime No.20 of 2017)

...1st Respondent / Complainant

2.L.Gurushona

...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 Impugned Charge Sheet in C.C. No.61 of 2018 on the file of the Learned Additional Mahila Court, Madurai in Crime No.20 of 2017 U/ss.323,342,354A and 294(B), of IPC on the file of the Respondent No.1 and quash the same as illegal.



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For Petitioner :Mr.K.Dinesh

For Respondent :Mr.M.Vaikkam Karunanithi for R1
Government Advocate (Crl. Side)
:Mr.K.Seenivasan for R2

ORDER

This Criminal Original Petition has been filed seeking to quash the charge sheet in C.C.No.61 of 2018 on the file of the learned Judge, Additional Mahila Court, Madurai.

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.20 of 2017 for the offences punishable under Sections 323, 324, 354A and 294(B) of IPC, against the petitioners. It appears that there is a small issue between the close relatives.

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.



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4.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, 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.61 of 2018 pending on the file of the learned Judge, 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.61 of 2018, pending on the file of the learned Judge, Additional Mahila Court, Madurai is hereby quashed in respect of the petitioners



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alone. The compromise memo is recorded and the terms of joint compromise memo shall form part of this order.

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

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To

1.The Judge, Additional Mahila Court, Madurai.

2.The Inspector of Police,
All Women Police Station,
Madurai Town.
(In Crime No.20 of 2017)

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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G.ILANGOVA. J.

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