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Crl.O.P.(MD)No.19028 of 2023



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **06.12.2023**

CORAM:

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

Crl.O.P.(MD)No.19028 of 2023

1.Rekha

2.Satheesh @ Aji

3.T.Shiva @ Martin

4.Sutharsan @ Suthakaran

5.Shylaja

6.Baskar

... Petitioners/Accused Nos.
1 to 6

Vs.

1.The Inspector of Police,
Kottar Police Station,
Nagercoil,
Kanyakumari District
(In Crime No.178 of 2019)

...1st Respondent/Complainant

2.Annaviknesh

...2nd Respondent/Defacto
Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records in C.C.No.138 of 2022 on the file of the Additional Mahila Court (Magisterial Level), Nagercoil, Kanyakumari District, and quash the same as against the petitioners.



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For Petitioners : Mr.R.Jenifar Bibin
For R1 : Mr.M.Sakthi Kumar
Government Advocate (Crl.side)
For R2 : Mr.A.Mohan

ORDER

This Criminal Original Petition has been filed seeking to quash the charge sheet in C.C.No.138 of 2022 on the file of the Additional Mahila Court (Magisterial Level), Nagercoil, Kanyakumari District.

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.178 of 2019 for the offences punishable under Sections 147, 148, 294(b), 323, 506(i) IPC and Section 4 of TNPHW 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.



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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, dated 04.12.2023, this Court is of the opinion that no useful purpose will be served by keeping the matter pending. Hence, all further proceedings in C.C.No.138 of 2022 pending on the file of the learned Judicial Magistrate No.I, Tirunelveli, is quashed and the compromise memo is recorded.



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6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in C.C.No.138 of 2022, pending on the file of the learned Judicial Magistrate No.I, Tirunelveli is hereby quashed in respect of the petitioners and the terms of joint compromise memo shall form part of this order.

06.12.2023

Index : Yes/No

Internet : Yes/No

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To

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



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G.ILANGOVAN. J.

Indu

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