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Crl.O.P.(MD)No.20519 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.20519 of 2023

Sudalai

... Petitioner/Sole Accused

Vs.

1. State rep by

The Inspector of Police,
Radhapuram Police Station,
Tirunelveli District.

(In Crime No.186/2015)

...1st Respondent/Complainant

2.Arunadevi

...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 C.C.No.1012 of 2020 on the file of the District Munsif Cum Judicial Magistrate Court, Radhapuram, Tirunelveli District, and to quash the same as illegal.

For Petitioner : Mr.S.Vikram

For R1 : Mr.M.Sakthi Kumar
Government Advocate (Crl.side)

For R2 :Mr.C.Manokar



ORDER

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This Criminal Original Petition has been filed seeking to quash the charge sheet in C.C.No.1012 of 2020 on the file of the District Munsif Cum Judicial Magistrate Court, Radhapuram, Tirunelveli 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.186 of 2015 for the offences punishable under Sections 294(b), 323, 506(i) IPC and Section 4 of TNPHW Act, against the petitioners. It appears that it is a matrimonial dispute between the husband and wife.

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.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 17.11.2023, this Court is of the opinion that no useful purpose will be served by keeping the matter pending. Hence, all further proceedings in C.C.No.1012 of 2020 pending on the file of the District Munsif Cum Judicial Magistrate Court, Radhapuram, Tirunelveli District, is quashed and the compromise memo is recorded.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in C.C.No.1012 of 2020, pending on the file of the District Munsif Cum Judicial Magistrate Court, Radhapuram, Tirunelveli District 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,
Radhapuram Police Station,
Tirunelveli District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

CrI.O.P.(MD)No.20519 of 2023



G.ILANGO VAN. J.

Indu

CrI.O.P.(MD) No.20519 of 2023

06.12.2023