



WEB COPY

CrI.O.P.(MD)No.20687 of 2023



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **06.12.2023**

CORAM:

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

CrI.O.P.(MD) No.20687 of 2023

1.Rajasekar

2.Rajamoni

3.Jerome @ Jerone

4.Lakshmi

... Petitioners/Accused Nos.1 to 4

Vs.

1. State rep by its

The Inspector of Police,
Eraniel Police Station,
Kanyakumari District.
(Crime No.453/2023)

...1st Respondent/Complainant

2.Safeerkhan

...2nd Respondent/Defacto
Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records in connection with Cr.No.453 of 2023 on the file of the first respondent Police and quash the same in so far as these petitioners is concerned.

For Petitioners : Mr.A.Banumathy

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

For R2 : Mr.K.M.Karunakaran



ORDER

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This petition has been filed seeking to quash the impugned FIR in Crime No.453 of 2023 on the file of the 1st 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.453 of 2023 for the offences punishable under Sections 147, 452, 294(b), 323, 427, 379, 506(i) of 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.

4. The defacto complainant is present before this Court and stated that because of the money issue between the parties, he gave a complaint, stating that damage was caused to the properties and also stolen away the articles, which belongs to the defacto complainant. Now, all the issue between the parties are settled.



5. 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.

6. 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 29.11.2023, this Court is of the opinion that no useful purpose will be served by keeping the matter pending. Hence, all further proceedings in Crime No.453 of 2023 pending on the file of the 1st respondent police is quashed and the compromise memo is recorded.

7. In the result, the Criminal Original Petition stands allowed and the entire proceedings in Crime No.453 of 2023, pending on the file of the 1st respondent police 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
Indu



CrI.O.P.(MD)No.20687 of 2023

G.ILANGOVAN. J.

Indu

To

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

CrI.O.P.(MD) No.20687 of 2023

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