



CrI.O.P.(MD)No.21037 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 29.11.2023

CORAM:

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

CrI.O.P.(MD) No.21037 of 2023

1.Raj Kamalesh

2.Sarath @ Sarath Sekaran

3.Lilly

4.Rathi Prabha

5.Palanivel

6.Rajathilagam

... Petitioners/Accused Nos.1 to 6

Vs.

1.The State Rep by its
The Inspector of Police,
All Women Police Station,
Thilagar Thidal,
Madurai City.
In Crime No.39 of 2023.

...1st Respondent/Complainant

2.Divyapriya

...2nd Respondent/Defacto
Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records pertaining to Crime No.39 of 2023, dated 12.8.2023 on the file of the All Women Police Station, Thilagar Thidal, Madurai City, and quash the same.



For Petitioners : Mr.D.S.Haroon Rasheed
For R1 : Mr.M.Sakthi Kumar
Government Advocate (Crl.side)
For R2 :Mr.S.Poornachandran

ORDER

This petition has been filed seeking to quash the impugned FIR in Crime No.39 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.39 of 2023 for the offences punishable under Sections 498(A), 354, 354(c), 323, 506(i) of IPC r/w. Sections 67, 67(E) of Information Technology Act, 2000, 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 the matter was settled between the parties that Rs.7,50,000/- was



agreed to pay as permanent alimony to the defacto complainant. Out of Rs.7,50,000/-, Rs.5,00,000/- was paid in the form of Demand Draft. It was also received by the defacto complainant. The balance amount of Rs.2,50,000/- is agreed to pay, at that time of passing orders as divorce granted to the parties, in H.M.O.P., pending before the concerned Family Court.

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 24.11.2023, 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.39 of 2023 pending on the file of the 1st respondent police is quashed and the compromise memo is recorded.



CrI.O.P.(MD)No.21037 of 2023

7.In the result, the Criminal Original Petition stands allowed and the entire proceedings in Crime No.39 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.

29.11.2023

Index : Yes/No
Internet : Yes/No
Indu

To

- 1.The Inspector of Police,
All Women Police Station,
Thilagar Thidal,
Madurai City.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



Crl.O.P.(MD)No.21037 of 2023

G.ILANGOVAN. J.

Indu

Crl.O.P.(MD) No.21037 of 2023

29.11.2023