



Crl.O.P.(MD)No.39 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: **14.03.2023**

CORAM:

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

**Crl.O.P.(MD) No.39 of 2023**

1.S.Shenbagamoorthy

2.S.Thandeeswaran

3.S.Mutheeswaran

4.T.Subramanian

5.A.Chandran

... Petitioners/Accused 1 to 5

Vs.

1.State rep. by its

The Inspector of Police,

Karimedu Police Station,

Madurai City

(In Crime No.733 of 2022)

... Respondents/Complainant

2. Kumaran

... 2<sup>nd</sup> Respondent/ Defacto Complainant

3.P.Govindan

... 3<sup>rd</sup> Respondent

(R3 was impleaded as per the order dated 07.03.2023 passed in Crl.M.P.  
(MD).No.2598 of 2023)

**PRAYER:** Criminal Original Petition is filed under Section 482 of  
Cr.P.C, to call for the records in Crime No.733 of 2022 on the file of the  
1<sup>st</sup> Respondent Police and to quash same against the petitioners.



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For petitioner : Mr.P.Balamurugan  
For R1 : Mr. S.Manikandan  
Government Advocate (Crl. side)

### **ORDER**

This petition has been filed seeking to quash the impugned FIR in Crime No.733 of 2022 on the file of the 1<sup>st</sup> respondent police.

2.The contention of the petitioners is that based on the complaint lodged by the 2<sup>nd</sup> respondent, the 1<sup>st</sup> respondent registered the First Information Report in Crime No.733 of 2022 for the offences punishable under Sections 342, 364, 294(b), 323, 506(i) of IPC.

3.The further contention of the petitioners is that they compromised the issue with the 2<sup>nd</sup> respondent amicably. A joint memo of compromise was filed, which has been duly signed by the petitioners and the 2<sup>nd</sup> respondent and also by their respective counsels.

4.The petitioners and the 2<sup>nd</sup> 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



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accepted the terms of compromise.

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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 13.03.2023, 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 Crime No.733 of 2022 pending on the file of the 1<sup>st</sup> respondent police in respect of these petitioners.

6.In the result, the Criminal Original Petition stands allowed and the entire proceedings in Crime No.733 of 2022, pending on the file of the 1st respondent police is hereby quashed in respect of the petitioners. The compromise memo is recorded and the terms of joint compromise memo shall form part of this order.

**14.03.2023**

Index : Yes/No  
Internet : Yes/No  
TM

To



Crl.O.P.(MD)No.39 of 2023

- 1.The Inspector of Police,  
Karimedu Police Station,  
Madurai City  
(In Crime No.733 of 2022)
- 2.The Additional Public Prosecutor,  
Madurai Bench of Madras High Court, Madurai.



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**G.ILANGO VAN. J.**

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