



Crl.O.P.(MD)No.22088 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: **22.12.2023**

CORAM:

THE HONOURABLE MR.JUSTICE **G.ILANGOVAN**

Crl.O.P.(MD)No.22088 of 2023

1.Periya Muthu
2.Raja Durai

...Petitioners

Vs.

1.The State rep.by
The Inspector of Police,
District Crime Branch,
(Anti Land Grabbing Special Cell),
Ramanathapuram,
Ramanathapuram District.

2.Arputhamary

... Respondents

PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C, to call for the records pertaining to C.C.No.462 of 2023 on the file of the learned Judicial Magistrate No.II, Ramanathapuram and quash the same insofar as the petitioners/A2 and A3 are concerned.

For petitioners	: Mr.P.Mahendran
For R1	: Mr.M.Sakthi Kumar
	Government Advocate (Crl.Side)
For R2	: Mr.T.Manikandan



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ORDER

This petition has been filed seeking to quash the case in C.C.No. 462 of 2023 on the file of the learned Judicial Magistrate No.II, Ramanthapuram.

2.The contention of the petitioners is that based on the complaint lodged by the 2nd respondent, 1st respondent registered the First Information Report in Crime No.47 of 2014 for the offences punishable under Sections 419, 423, 465, 467, 468, 471 r/w Section 120 IPC 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 petitioners in person submitted that the fourth accused is reported to be dead. The first accused is alive. By mistake, the properties were purchased by the petitioners. After coming know about



the error, the petitioners have re-transferred the properties in favour of the defacto complainant.

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, 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 C.C.No.462 of 2023 pending on the file of the learned Judicial Magistrate No.II, Ramanthapuram in respect of this petitioners.

7.In the result, the Criminal Original Petition stands allowed and the entire proceedings in C.C.No.462 of 2023, pending on the file of the



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learned Judicial Magistrate No.II, Ramanthapuram 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.

22.12.2023

Index : Yes/No
Internet : Yes/No
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To

- 1.The Judicial Magistrate Court No.II,
Ramanthapuram
- 2.The Inspector of Police,
District Crime Branch,
(Anti Land Grabbing Special Cell),
Ramanathapuram,
Ramanathapuram District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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G.ILANGOVAN. J.

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