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CrI.O.P.No.3138 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.02.2024

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

CrI.O.P.No.3138 of 2024

M.Chellapandi
S/o.Manickam

... Petitioner

Vs.

1. State Rep. By
Inspector of Police,
All Women Police Station,
Selaiyur.

2. J.Jenifer
D/o.Jess Jefarsan Late

... Respondents

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C.
praying to call for the records and quash the FIR in Crime No.27 of 2023
on the file of AWPS, Selaiyur, Tambaram.

For Petitioners : Mr.C.Gunasekaran
For Respondents : Mr.A.Damodaran
Additional Public Prosecutor [R1]

ORDER

This Criminal Original Petition has been filed seeking to quash the
proceedings in Crime No.27 of 2023 pending on the file of first
respondent.



2. The case is still at the stage of investigation. By passage of time, the parties have decided to bury their hatchet and compromise the dispute amicably among themselves.

3. A Joint Compromise Memo dated 22.01.2024 signed by both parties and affidavit of second respondent have been filed before this Court. The petitioner and second respondent were also present in person before this Court. In the Joint Memo of Compromise and in the affidavit, it has been stated that the petitioner and the second respondent have entered into a compromise and amicably settled their issues in Crime No.27 of 2023 pending on the file of first respondent. This Court also enquired both the parties and was satisfied that the parties have come to an amicable settlement between themselves.

4. Under such circumstances, no useful purpose will be served in keeping the case pending, even though, the offences involved are not compoundable in nature. In the light of the guidelines given by the Hon'ble Supreme Court reported in **2017 9 SCC 641-(Parbathbhai Aahir @ Parbathbhai Vs. State of Gujrath)** and after exercising due caution as advised by the Hon'ble Supreme Court in **The State of**



Crl.O.P.No.3138 of 2024

Madhya Pradesh v. Dhruv Gurjar and Another reported in (2019) 2

MLJ Crl 10, this Court in exercise of its jurisdiction under Section 482

Cr.P.C. quashes the First Information Report in Crime No.27 of 2023 pending on the file of first respondent.

5. This Criminal Original Petition stands allowed and as a sequel, the First Information Report in Crime No.27 of 2023 pending on the file of first respondent, is quashed and the terms of Joint Compromise Memo dated 22.01.2024 and the terms of affidavit shall form part and parcel of this order. The petitioner shall pay a sum of Rs.2,500/- (Rupees Two Thousand and Five Hundred only) as costs, to the credit of the **President, Tamil Nadu Advocate's Clerk's Association, High Court Buildings, Madras, A/c No.484026006 IFSC Code:IDIB000M157**, within a period of two (2) weeks from today and file a photocopy of the receipt along with a memo reporting compliance in the Registry.

Post this case under the caption 'for reporting compliance' on 29.02.2024.

14.02.2024

Speaking Order/Non-speaking Order

Index :Yes/No

Neutral citation: Yes/No

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Crl.O.P.No.3138 of 2024

N.ANAND VENKATESH, J

gm

To

1.The Inspector of Police
All Women Police Station
Selaiyur

2.The Public Prosecutor,
High Court, Madras.

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14.02.2024