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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.03.2024

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THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

Crl.O.P No.4812 of 2024

1.David Raynell

2.Mary Madona

3.Joseph

Petitioners

vs.

1.The State Rep. by
The Inspector of Police,
W4 Kilpauk All Women Police Station, Kilpauk,
Chennai – 600 010.

2.Lydia Devakumar

Respondents

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to call for the records in Crime No.11 of 2021 dated 22.08.2021 pending on the file of the 1st respondent police station and quash the same.

For Petitioner : Mr.P.Chandrasekar

For Respondents : Mr.A.Gopinath
Government Advocate
for R1

**ORDER**

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The Criminal Original Petition has been filed to quash the FIR in Crime No.11 of 2021, pending on the file of the 1st respondent.

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

3. The Joint Memo of Compromise has been filed before this Court which have been signed by the petitioners and the 2nd respondent and also by their respective counsel. The petitioners and the second respondent were also present in person before this Court. In the joint compromise memo it has been stated that the petitioner and the second respondent had entered into a compromise and amicably settled their issues in Crime No.11 of 2021. 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 First Information Report 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 Gujath), and after exercising due caution as advised

by the Hon'ble Suprme Court in ***The State of Madhya Pradesh v. Dhruv Gurjar and Another*** reported in ***(2019) 2 MLJ CrI 10***, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.11 of 2021, on the file of the 1st respondent Police.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.11 of 2021, on the file of the 1st respondent police, is quashed and the terms of affidavit shall form part and parcel of this order.

01.03.2024

Index : Yes/No
Internet : Yes/No
Speaking Order/Non-Speaking Order
ssr

To

1.The State Rep. by
The Inspector of Police,
W4 Kilpauk All Women Police Station, Kilpauk,
Chennai – 600 010.

2. The Public Prosecutor,
Puducherry.



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N. ANAND VENKATESH, J.

SSR

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