



Crl.O.P.No.5618 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.01.2024

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Crl.O.P.No.5618 of 2023

and

Crl.M.P.No.3520 of 2023

Shankar

S/o.Neelakandan

... Petitioner

Vs.

1.The State represented by

Inspector of Police,

K-6, T.P.Chattram Police Station,

Shenoy Nagar, Chennai - 600 030.

2.Selvi

D/o.M.G.Srinivasan

... Respondents

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C. to call for records relating to S.C.No.71 of 2023 pending on the file of learned Sessions Judge, Mahila Court, Chennai and quash the same.

For Petitioner : Mr.Durai.Kannan

For Respondents : Mr.A.Gopinath
Government Advocate [Crl.side] [R1]



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ORDER

WEB COPY This Criminal Original Petition has been filed seeking to quash the proceedings in S.C.No.71 of 2023 on the file of learned Sessions Judge, Mahila Court, Chennai.

2. The case is still at the stage of trial. 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 their respective counsel 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 S.C.No.71 of 2023 on the file of learned Sessions Judge, Mahila Court, Chennai. 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



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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 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 proceedings in S.C.No.71 of 2023 on the file of learned Sessions Judge, Mahila Court, Chennai.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in S.C.No.71 of 2023 on the file of learned Sessions Judge, Mahila Court, Chennai, 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.1,500/- (Rupees One 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**

N.ANAND VENKATESH, J.



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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. Consequently, connected miscellaneous petition is closed.

Post this case under the caption 'for reporting compliance' on 13.02.2024.

29.01.2024

Speaking Order/Non-speaking Order

Index :Yes/No

Neutral citation: Yes/No

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To

1.The Sessions Judge,
Mahila Court, Chennai

2.The Inspector of Police,
K-6, T.P.Chattram Police Station,
Shenoy Nagar, Chennai - 600 030.

3.The Public Prosecutor,
High Court, Madras.

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