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Crl.O.P.No.5652 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.03.2024

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Crl.O.P.No.5652 of 2024

and

Crl.M.P.No.4114 of 2024

Raj @ Manoj @ Manojkumar

.. Petitioner

Vs.

1.The State Rep by,
The Inspector of Police,
W-7, All Women Police Station,
Anna Nagar, Chennai – 40.
(Crime No.19/2021)

2.M.K.Gayathri

.. Respondents

Prayer: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure to call for the records in relation to the First Information Report in Crime No.19 of 2021 on the file of the W-7, all Women Police Station, Anna Nagar, Chennai – 40, quash the same.

For petitioner : Mr.K.Balaji

For R1 : Mr.A.Gopinath
Government Advocate (Crl. Side)



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ORDER

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The Criminal Original Petition has been filed to quash the FIR in Crime No.19 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 Memo of Compromise dated 28.02.2024 has been filed before this Court which have been signed by the petitioner, the 2nd respondent and by the learned counsel for the petitioner. The petitioner and the 2nd respondent were also present in person before this Court and they were identified by Ms.J.Vimala Priyadharshni, WSI, W7 AWPS, Anna Nagar, Chennai – 40, (Mobile No.94981 28628). In the Memo of Compromise it has been stated that the petitioner and the 2nd respondent had entered into a compromise and amicably settled their issues in Crime No.19 of 2021. This Court also enquired both the parties and was satisfied that the parties have come to an amicable settlement between themselves.



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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 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 Cr1 10**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.19 of 2021, on the file of the 1st respondent.

5. This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.19 of 2021, on the file of the 1st respondent police, is quashed and the terms of Memo of Compromise dated 28.02.2024 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 Advocates Clerk Association, Madras High Court, Chennai (Indian Bank, High Court Branch, A/c No.484026006, IFSC Code:IDIB000M157)**, within a



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period of one week from the date of receipt of a copy of this order and file a photocopy of the receipt along with a memo reporting compliance in the Registry. Consequently, the connected Miscellaneous Petition is closed.

6.Post this case under the caption 'For Reporting Compliance' on 01.04.2024.

12.03.2024

krk

Index : Yes / No
Internet : Yes / No
Neutral Citation : Yes / No

NOTE: Issue order copy on 18.03.2024.

To

1.The State Rep by,
The Inspector of Police,
W-7, All Women Police Station,
Anna Nagar, Chennai – 40.

2.The Public Prosecutor,
Madras High Court, Chennai.

N.ANAND VENKATESH, J.



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