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Criminal Original Petition No.7262 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.03.2024

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Criminal Original Petition No.7262 of 2024

Gothandan
S/o.Pandian

... Petitioner

Vs.

1.The Inspector of Police,
N-2 Kasimedu Police Station,
Royapuram, Chennai.
Crime No.84 of 2022

2.Selvakumar @ Gopi
S/o.Nagalingam

... Respondents

Prayer: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure praying to call for the records in Crime No.84 of 2022 on the file of first respondent and quash the same.

For Petitioner : Mr.S.Apunu
For Respondents : Mr.A.Gopinath
Government Advocate (Crl.side) [R1]

ORDER

This Criminal Original Petition has been filed seeking to quash the First Information Report in Crime No.84 of 2022 pending on the file of first respondent.



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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 19.03.2024 signed by both parties and affidavits of petitioner and second respondent have been filed before this Court. The petitioner and second respondent were also present in person before this Court and they were identified by Mr.M.Balasubramani, Sub-Inspector of Police, N2 Kasimedu Police Station [94981 33543]. In the Joint Memo of Compromise and in the affidavits, it has been stated that the petitioner and the second respondent have entered into a compromise and amicably settled their issues in Crime No.84 of 2022 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



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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 CrI 10**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the First Information Report in Crime No.84 of 2022 pending on the file of first respondent.

This Criminal Original Petition stands allowed and as a sequel, the First Information Report in Crime No.84 of 2022 pending on the file of first respondent, is quashed and the terms of Joint Compromise Memo dated 19.03.2024 and the terms of affidavits shall form part and parcel of this order.

28.03.2024

Speaking Order/Non-speaking Order
Index : Yes/No
Neutral citation: Yes/No
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N.ANAND VENKATESH, J

gm

To

1.The Inspector of Police,
N-2 Kasimedu Police Station,
Royapuram, Chennai.
Crime No.84 of 2022

2.The Public Prosecutor,
High Court, Madras.

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28.03.2024