



WEB COPY



Criminal Original Petition No.7871 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.7871 of 2024

1.Harisingh
S/o.Ganesan

2.Barath
S/o.Kannan

3.Ivarrajan
S/o.Gopi

4.Rajesh Adhitya
S/o.Prabakaran

... Petitioners

Vs.

1.State represented by
Inspector of Police,
Singanallur Police Station,
Coimbatore District.
Crime No.513 of 2022

2.Sanjay
S/o.Babu

... Respondents

Prayer: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure praying to call for the records in S.C.No.213 of 2023 pending on the file of Chief Judicial Magistrate, Coimbatore and quash the final report as against the petitioners herein.



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For Petitioners : Mr.Saranraj

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

ORDER

This Criminal Original Petition has been filed seeking to quash the proceedings in S.C.No.213 of 2023 on the file of Chief Judicial Magistrate, Coimbatore.

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 23.03.2024 signed by both parties and affidavits of petitioners and second respondent have been filed before this Court. The petitioners and second respondent were also present in person before this Court and they were identified by Mr.C.Senthil Kumar, Special Sub-Inspector of Police, E1 Singanallur Police Station, Coimbatore City. In the Joint Memo of Compromise and in the affidavits, it has been stated that the petitioners and the second respondent have entered into a compromise and amicably settled their



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issues in S.C.No.213 of 2023 pending on the file of Chief Judicial Magistrate, Coimbatore. 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 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.213 of 2023 on the file of Chief Judicial Magistrate, Coimbatore.

5. This Criminal Original Petition stands allowed and as a sequel, the S.C.No.213 of 2023 on the file of Chief Judicial Magistrate, Coimbatore, is quashed in entirety and the terms of Joint Compromise



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Memo dated 23.03.2024 and the terms of affidavits shall form part and parcel of this order. Each of the petitioner shall pay a sum of Rs.500/- (Rupees 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 12.04.2024.

28.03.2024

Speaking Order/Non-speaking Order
Index : Yes/No
Neutral citation: Yes/No
gm



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To
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- 1.The Chief Judicial Magistrate,
Coimbatore.
- 2.The Inspector of Police,
Singanallur Police Station,
Coimbatore District.
Crime No.513 of 2022
- 3.The Public Prosecutor,
High Court, Madras.

N.ANAND VENKATESH, J.



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