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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.07.2024

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**THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN**

**CRL.OP.No.14158 of 2024  
and CMP.No.8629 of 2024**

R. Arawinth

... Petitioner

Vs

1.The State Rep by  
The Inspector of Police,  
W-35, AWPS Tambaram Police Station,  
S.T.Thomas Mount District,  
Tambaram, Chennai 600 045  
(Cr.No.15/2019)

2.Jhansi

... Respondents

**Prayer:** Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to call for the entire records in connection with the CC.No.311 of 2020 for the charges under Section 498(A), 506(I) and 406 of IPC, pending on the file of the learned Judicial Magistrate Court-I, Tambaram and to quash the same.

For Petitioner : Mr.S.Vijayaraghavan

For Respondents : Mr.S. Udaya Kumar for R1  
Government Advocate (Crl.Side)  
Mrs.Jhansi/R2 – appeared in VC

### **ORDER**

Matrimonial dispute between the petitioner and the defacto complainant, who was the husband and wife. A complaint lodged by the second respondent in Cr.No.15 of 2019 on the file of the Alandur police



station for the offences under Sections 498-A, 506(i) and 406 of IPC.

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2. Subsequent to the lodging of the complaint, it appears that the petitioner and the defacto complainant have settled the matrimonial dispute through mediation conducted by the Bangalore Mediation Centre, Bangalore and have agreed to dissolve their marriage and also to withdraw the complaint pending investigation.

3. The said Memorandum of Settlement been taken on record by the IV Additional Principal Judge, Family Court, Bangalore, on 16.08.2021 and order passed in the petition filed by M.Jhansi @ Dhanalakshmi (respondent) against R.Arawinth (petitioner herein).

4. In these circumstances, the present petition to quash the CC.No.311 of 2020 on the file of the Judicial Magistrate-I, Tambaram, arising out of the Cr.No.15 of 2019 on the file of the AWPS Tambaram police Station, is filed to quash the same.

5. In view of the compromise entered between the parties and recorded before the IV Additional Principal Judge, Family Court,



Bangalore, the Defacto Complainant, M.Jhansi @ Dhanalakshmi appeared through Video conference and stated that she is not interested to pursue the complaint in the light of the compromise entered and she has already given a letter to the respondent police about her intention to withdraw the complaint.

6. Learned Government Advocate (Crl.Side) appearing for the first respondent submits that the police has received the letter from M.Jhansi @ Dhanalakshmi, expressing her intention to withdraw the complaint after filing of the final report. But, in the meanwhile, the final report was filed and taken cognizance by the Judicial Magistrate.

7. This court, on hearing the parties and perusing the records, is of the opinion that it is a fit case to quash by exercising its power under Section 482 of Cr.P.C., since that will be proper to meet the ends of justice and allow the spouses to get separated and live peacefully in the way they like. Hence, this petition is allowed and C.C.No.311 of 2020 stands quashed. Consequently, connected miscellaneous petition is closed.

Index: Yes/No  
Speaking/Non-speaking order  
gv

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**DR.G.JAYACHANDRAN.,J.**  
**gv**

To

1. The Judicial Magistrate Court-I, Tambaram.
2. The State Rep by  
The Inspector of Police,  
W-35, AWPS Tambaram Police Station,  
S.T.Thomas Mount District,  
Tambaram, Chennai 600 045  
(Cr.No.15/2019)
3. The Public Prosecutor,  
High Court of Madras,  
Chennai.

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