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CrI.O.P.No.23063 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 24.09.2024

CORAM

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

Criminal Original Petition No. 23063 of 2024
and CrI MP No.11544 of 2024 in CrI OP SR No.39153 of 2024

1. C.Ramesh

2. Chinadurai

3. Kasiammal

4. Thavamani

... Petitioner s

Vs.

1. The State Rep. by
Inspector of Police AWPS -East,
Pulliyamkulam, Coimbatore City PS,
Coimbatore.

2. P.Madhu Malar

... Respondents

Prayer: Criminal Original Petition is filed under Section 528 of BNSS, praying to call for the records in respect of impugned final report in CC No.1741 of 2022 dated 27.02.2021 on the file of the learned Additional Mahila Court at Coimbatore and consequently quash the same.



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For Petitioners : Mr.J.Ramesh
For Respondents : Mr.S.Udayakumar
Government Advocate (CrI.Side)
for R1
Mr.K.Suthan, for R2

ORDER

On the complaint given by one Madhu Malar, Police has registered the case in Crime No.2 of 2020 on 18.02.2020 for offence under Section 498A and 406 of IPC against Ramesh, the husband of the complainant, Chinadurai, father-in-law, Kasiammal, Mother-in-law and Thavamani, Sister-in-law.

2. Police on completion of investigation filed final report on 27.02.2021 and the same was taken on file as CC No.1741 of 2022 on the file of Additional Mahila Court, Coimbatore.



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3. Being a matrimonial dispute, it appears that the defacto complainant and the accused persons have come to terms and settled their disputes amicably and entered into MOU on 24.07.2024. As per the MOU, the defacto complainant has agreed to withdraw the criminal case against the petitioners herein. She has filed an affidavit regarding the fact and her no objection to quash the charge sheet in CC No.1741 of 2022 dated 27.02.2021 pending on the file of Additional Mahila Court, Coimbatore. The Defacto complainant Madhu Malar is present before this Court. The accused persons are also present.

4. The learned counsel appearing for the parties report that petition to dissolve the marriage by mutual consent has been filed before the Family Court and the same is pending. Since the parties have arrived at settlement and part away amicably. The complainant wants to withdraw the case against the petitioners and has filed an affidavit to that effect.



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5. Taking into consideration the facts and circumstances of the case, the criminal original petition to quash is **allowed** in the light of the affidavit filed by the defacto complainant Madhu Malar. Consequently, the connected miscellaneous petition is closed.

24.09.2024

jv

Index : Yes/No
Neutral Citation : Yes/No

To

1. The Additional Mahila Court at Coimbatore.
2. The Inspector of Police AWPS -East, Pulliyamkulam, Coimbatore City PS, Coimbatore.
3. The Public Prosecutor, Madras High Court, Chennai 600 104.



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Dr.G.JAYACHANDRAN, J.

jv

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