



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.01.2024

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

CRL.OP No.23979 of 2023

1.M.Sivaganesan
2.M.Valli
3.N.E.Murugesan
4.Mrs.Sogappi

...Petitioners /Accused 1 to 4

.Vs.

1.State rep.by
Inspector of Police
W-28, All Women Police Station
Ambattur, Chennai.
(Crime No.8/2017)

.. 1st Respondent /Complainant

2.M.R.Kala

..2nd respondent/ De facto Complainant

PRAYER : Criminal Original Petition filed under Section 482 of Criminal Procedure Code, to call for the records and to quash the proceedings in C.C.No.9 of 2019 on the file of the learned Judicial Magistrate, Ambattur, Chennai against the petitioners.

For Petitioners : Mr.S.Parthasarathy

For Respondents : Mr..A.Gopinath
Government Advocate (Crl.Side)
for R1
Mr.I.David Singh for R2

**ORDER**

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This Criminal Original Petition has been filed seeking to quash the proceedings in C.C.No.9 of 2019 on the file of the learned Judicial Magistrate, Ambattur, Chennai.

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 22.01.2024, signed by both the petitioners and the 2nd respondent/de facto complainant, has been filed before this Court. Affidavit of the 2nd respondent dated 22.01.2024 has also been filed before this Court. The petitioners and the second respondent/de facto complainant were also present in person before this Court. In order to identify the respective parties they have also produce the copy of the Aadhaar Card is made part of the record. In the joint compromise memo, it has been stated that the petitioners and the 2nd respondent have entered into a compromise and amicably settled their issues in C.C.No.9 of 2019 on the file of the learned Judicial Magistrate, Ambattur, Chennai.

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 CrI 10**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C, quash the proceedings in C.C.No.9 of 2019 on the file of the learned Judicial Magistrate, Ambattur, Chennai.

5.This Criminal Original Petition stands allowed and as a sequel, the proceedings in C.C.No.9 of 2019 on the file of the learned Judicial Magistrate, Ambattur, Chennai, is quashed and the terms of Joint compromise memo shall form part and parcel of this order.

23.01.2024

Speaking Order/Non-Speaking Order

Index: Yes/No

Internet: Yes/No

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To

1. Inspector of Police
W-28, All Women Police Station
Ambattur, Chennai.

2. Judicial Magistrate, Ambattur,
Chennai.

3.The Public Prosecutor,
High Court of Madras,



Madras.

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N.ANAND VENKATESH.J.,

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23.01.2024