



Crl.O.P.(MD)No.1780 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 03.10.2024

CORAM

THE HON'BLE MR.JUSTICE K.MURALI SHANKAR

Crl.O.P.(MD)No.1780 of 2024

Kalidass

... Petitioner

Vs.

1.State rep by
The Inspector of Police,
Aviyur Police Station,
Virudhunagar District.
Crime No.37 of 2023.

2.Gnanasoundari

... Respondents

PRAYER : Criminal Original Petition filed under Section 482 of Cr.P.C., to call for the records and quash the FIR in Crime No.37 of 2023, dated 11.04.2023 on the file of the Inspector of Police, Aviyur Police Station, Virudhunagar District as against the petitioner herein.

For Petitioner : Mr.C.Suresh Kannan

For R1 : Mr.P.Kottai Chamy
Government Advocate (Crl. Side)

For R2 : Mr.P.Banu Prasath



Crl.O.P.(MD)No.1780 of 2024

ORDER

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The Criminal Original Petition has been filed, invoking Section 482 of Cr.P.C., seeking orders to call for the records and quash the FIR in Crime No.37 of 2023, dated 11.04.2023 on the file of the Inspector of Police, Aviyur Police Station, Virudhunagar District as against the petitioner herein.

2. The case of the prosecution is that due to previous enmity between the petitioner and the defacto complainant, the petitioner trespassed into the defacto complainant's house and abused her in filthy language and also threatened her with dire consequences. Hence, the complaint.

3. When the matter is taken up for hearing today, the learned counsel appearing for the petitioner would submit that the second respondent has lodged a complaint before the first respondent and on that basis, FIR came to be registered in Crime No.37 of 2023, dated 11.04.2024 for the offences under Sections 294(b), 447, 427, 506(i) IPC and Section 4 of TNPHW Act against the petitioner.



Crl.O.P.(MD)No.1780 of 2024

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4. The case is still under the investigation. By passage of time, the parties have decided to bury their hatchet and compromise the dispute amicably among themselves.

5. A Joint Memo of Compromise has been filed before this Court which have been signed by the petitioner and the second respondent and also by their respective counsel. The petitioner and the second respondent were also present in person before this Court and they were identified by Mr.N.Kannan, SSI, Aviyur Police Station, Virudhunagar District as well as by the learned counsels appearing for the parties. This Court also enquired both the parties and was satisfied that the parties have come to an amicable settlement between themselves.

6. In the instant case, the dispute is of personal in nature and now the parties had compromised. Where the parties have compromised the matter, the High Court has power to quash the complaint for the offences under Sections 294(b), 447, 427, 506(i) IPC and Section 4 of TNPHW Act.



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Crl.O.P.(MD)No.1780 of 2024

To

- 1.The Inspector of Police,
Aviyur Police Station,
Virudhunagar District.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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Crl.O.P.(MD)No.1780 of 2024

K.MURALI SHANKAR,J.

das

Order made in
Crl.O.P.(MD)No.1780 of 2024

Dated: 03.10.2024