



CRL OP(MD). No.18609 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

Dated : 23.08.2024

CORAM

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.18609 of 2023

and

CrI.M.P.(MD)Nos.14678 & 14679 of 2023

1.Chinna Veer

2.Chitra

3.Ilayaraja

4.Arumugam

5.Lakshmi

... Petitioners

Vs.

1.The State rep. By

The Inspector of Police,

All Women Police Station,

Manamadurai,

Sivagangai District.

2.Malarkodi

3.Chinna Veer

(R3 amended as per the order of this Court, dated

23.08.2024, in CrI.M.P.(MD)No.8461 of 2024)

... Respondents

1/5



CRL OP(MD). No.18609 of 2023

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PRAYER :- This Petition is filed under Section 482 Cr.P.C, to call for the records relating to the petitioners in the proceedings in S.C.No.29 of 2024 on the file of the Additional District Sessions Court, Sivagangai, in Crime No.9 of 2020 on the file of the first respondent police.

For Petitioners : Mr.R.Udhayakumar

For Respondents : Mr.A.Albert James
Government Advocate (Crl.Side) for R1

ORDER

The Criminal Original Petition is filed to quash the proceedings in S.C.No.29 of 2024 on the file of the Additional District Sessions Court, Sivagangai, in Crime No.9 of 2020 on the file of the first respondent police.

2. The learned counsel for the petitioners seeks to quash the case on compromise. The case is filed for the offence under Sections 9 and 10 of the Prohibition of Child Marriage Act 2006. The parents of the child



CRL OP(MD). No.18609 of 2023

Sathya and the parents of the parents of one Ilayaraja, who is supposed to be the groom and the said Ilayaraja are the accused in the case. All of them are present before this Court and a joint memorandum of compromise is also filed. The victim was born on 15.07.2004 and she states that she did not get married to the said Ilayaraja and she has now completed her Bachelor of Arts Degree in RDM College, Sivagangai. and she is contemplating higher studies or employment. The said Ilayaraja is also present before this Court. He submits that he had never married the said Satya. As a matter of fact, he is married yet another person, by name, Kausalya. Therefore, apart from the compromise, it can be seen that the charge itself is made on erroneous facts. The above facts are duly verified.

3. In view of the fact that since the very allegation turns out to be actually incorrect and in view of the consent of all the parties, I am inclined to allow the Criminal Original Petition.



CRL OP(MD). No.18609 of 2023

WEB COPY

4. Accordingly, the Criminal Original Petition and the case in in S.C.No.29 of 2024 on the file of the Additional District Sessions Court, Sivagangai, shall stand quashed. Consequently, connected Miscellaneous Petitions are closed.

23.08.2024

Internet : Yes
Index : Yes/ No
NCC : Yes/No
LS

TO

1. The Additional District Sessions Court, Sivagangai
- 2.The Inspector of Police,
All Women Police Station,
Manamadurai,
Sivagangai District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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CRL OP(MD). No.18609 of 2023

D.BHARATHA CHAKRAVARTHY,J

LS

ORDER
IN
CRL OP(MD) No.18609 of 2023

Date : 23.08.2024