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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25-06-2026

CORAM

THE HON'BLE MR JUSTICE M. NIRMAL KUMAR

**CRL OP Nos. 16214 and
16060 of 2026**

CRL OP No. 16214 of 2026

K.Surendra Kumar

..Petitioner(s)

Vs

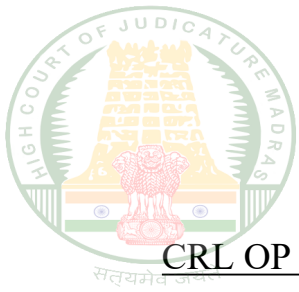
1. The State Rep By,
The Inspector of Police
Virugambakkam Police Station,
Chennai District.
2. C.G.Senthilkumar

..Respondent(s)

To call for the records pertaining to Crime No.324 of 2025 on the file of the 1st respondent herein and pass such further or other orders.

For Petitioner(s): M/s.A.Divya

For Respondent(s): Mr.R.Rajasekaran, G.A.(Crl. Side), for R1



CRL OP No. 16060 of 2026

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1. C.G.Senthil Kumar
2. G.S.Priyadharshini
3. C.S.Yeshwanth

..Petitioner(s)

Vs

1. The State Rep By,
The Inspector of Police
Virugambakkam Police Station,
Chennai District.
2. K.Surendra Kumar

..Respondent(s)

To call for the records pertaining to Crime No.323 of 2025 on the file of the 1st respondent herein and pass such further or other orders.

For Petitioner(s): Mr.G.Ashok Kumar

For Respondent(s): Mr.R.Rajasekaran, G.A.(Crl. Side), for R1

COMMON ORDER

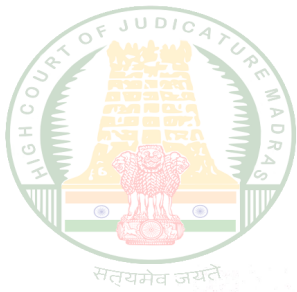
These Criminal Original Petitions have been filed by the petitioners, who have been arrayed as accused in Crime Nos.324 of 2025 and 323 of 2025 on the file of the respondent Police, to quash the criminal proceedings.



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2.The case of the prosecution is that Priyadharshini had borrowed money from Surendra Kumar. It is alleged that on 24.08.2025 Surendra Kumar went to the residence of Priyadharshini and demanded repayment of the borrowed amount. Priyadharshini requested additional time to repay the debt. This allegedly led to a quarrel between them, which escalated into a physical scuffle. During the course of the incident, it is alleged that both parties abused each other in filthy language and exchanged blows. Pursuant to which, separate FIRs came to be registered against each other. Thus, the matter arises out of a case and counter-case between the parties.

3.The learned counsel for either of the parties submitted that the occurrence arose out of a misunderstanding between the parties, which was purely personal in nature. Subsequently, with the intervention of elders and well-wishers, the parties resolved their differences amicably. In view of the settlement, they have filed Joint Compromise Memos, which were scanned and reproduced hereunder:



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MEMORANDUM OF CRIMINAL ORIGINAL PETITION

(Under Section 528 of B.N.S.S)

IN THE HIGH COURT OF JUDICATURE AT

CHENNAI CrI. O.P. No. /2026

in 16214

CrimeNo.324/2025

(on the file of the 1st respondent)

1. K.SURENDRA KUMAR (M/a 51 Yrs)

S/o. T.E.Kesavan,

Residing at No. 3/28, 1st Floor,

Chidambaranar, 1st Street,

Vanuvampet, Madipakkam, Chennai.

... Petitioners/Accused

-Vs-

1. State represent by,

The Inspector of Police,

Virugambakkam Police Station,

Chennai District.

...1st Respondent/Complainant

2. C.G.SENTHILKUMAR(M/A46)

S/o. Gopinath, Residing at No. 3/1,

Vivekanandhar Street, Gandhi Nagar,

Saligramam, Chennai - 600 093.

....2nd Respondent/defacto-Complainant

MEMORANDUM OF JOINT COMPROMISE

This Memorandum of Joint Compromise is executed at Chennai on this 10th day of June 2026.

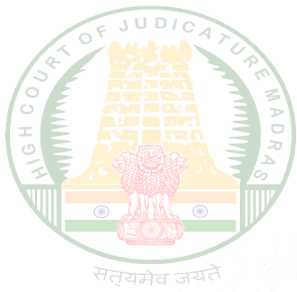
1. K. SURENDRA KUMAR, S/o. T.E. Kesavan, aged about 51 years, residing at No. 3/28, 1st Floor, Chidambaranar 1st Street, Vanuvampet, Madipakkam, Kancheepuram District - 600 091,

... Petitioner / Accused / First Party

And

1. K. Senthil Kumar

2. C.G. Senthil Kumar



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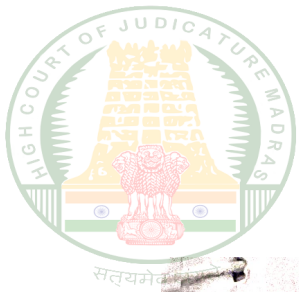
1. C.G. SENTHIL KUMAR, S/o. Gopinath, aged about 46 years, residing at No. 3/1, Vivekanandhar Street, Gandhi Nagar, Saligramam, Chennai - 600 093, ... 2nd Respondent / De-facto Complainant / Second Party

DISPUTE BETWEEN THE PARTIES:

- i) Whereas the First Party is the Accused in Crime No. 324 of 2025 on the file of the Inspector of Police, Virugambakkam Police Station, and the Second Party is the de-facto complainant therein. Both parties are known to each other and disputes arose between them due to prior monetary and personal issues.
- ii) The Second Party lodged a complaint against the First Party and the same was registered in Crime No. 324 of 2025 dated 25.08.2025 for offences under Sections 296(b), 118(1), 324(2) and 129 of the Bharatiya Nyaya Sanhita, 2023.
- iii) The First Party also lodged a complaint against the Second Party and others, which was registered as a counter case in Crime No. 323 of 2025 on the file of the same police station.
- iv) The parties submit that the occurrence arose out of a sudden quarrel without any premeditation and the injuries alleged are simple in nature.
- v) The parties further submit that with the intervention of elders and well-wishers, they have amicably settled all their disputes and differences.
- vi) The Second Party hereby states that he has no objection for quashing the FIR in Crime No. 324 of 2025 as against the Petitioner/First Party.
- vii) The First Party hereby states that they have no objection for quashing the FIR in Crime No. 323 of 2025 as against the Second Party.

1. K. Senthil Kumar

2. [Signature]



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- viii) The parties submit that this compromise has been entered into voluntarily, out of their own free will, without any coercion, undue influence or threat.
- ix) The parties further submit that they have no further claims or grievances against each other in respect of the above said occurrence.
- x) The parties therefore jointly pray that this Hon'ble Court may be pleased to quash the FIR in Crime No. 324 of 2025 dated 25-08-2025 on the file of the 1st Respondent Police, in the interest of justice.

1st Party

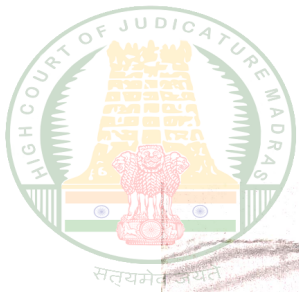
K. Indraj

2nd Party

[Signature]

Witness

1. *G. Dinesh*
2. *R. Geetha*



MEMORANDUM OF CRIMINAL ORIGINAL PETITION

(Under Section 528 of B.N.S.S)

IN THE HIGH COURT OF JUDICATURE AT CHENNAI

CrI. O.P. No. 16060 /2026

in

Crime No. 323 /2025

(on the file of the 1st respondent)

1. C.G.SENTHIL KUMAR (M/A 46 Yrs))

S/o. Gopinath,

2. G.S.PRIYADHARSHINI (F/A 44 Yrs)

W/o. Senthilkumar,

3. C.S.YESHWANTH (M/A 21 Yrs)

S/o. Senthilkumar,

All are Residing at No. 3/1,

Vivekanandhar Street, Gandhi Nagar,

Saligramam, Chennai – 600 093.

.... Petitioners/Accused 1-3

-Vs-

1. State represent by,

The Inspector of Police,

Virugambakkam Police Station,

Chennai District.

...1st Respondent/Complainant

2. K.SURENDRA KUMAR (M/a 51 Yrs)

S/o. T.E.Kesavan,

Residing at No. 3/28, 1st Floor,

Chidambaranar, 1st Street,

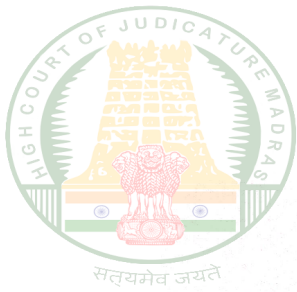
Vanuvampet, Madipakkam, Chennai.

..2ndRespondent/De-facto Complainant

MEMORANDUM OF JOINT COMPROMISE

[Signature]
C.S. Yeshwanth

[Signature]
K. Surendra



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This Memorandum of Joint Compromise is executed at Chennai on this 10th day of June 2026.

1. C.G. SENTHIL KUMAR, S/o. Gopinath, aged about 46 years, residing at No. 3/1, Vivekanandhar Street, Gandhi Nagar, Saligramam, Chennai – 600 093,
2. G.S. PRIYADHARSHINI, W/o. Senthil Kumar, aged about 44 years, residing at No. 3/1, Vivekanandhar Street, Gandhi Nagar, Saligramam, Chennai – 600 093,
3. C.S. YESHWANTH, S/o. Senthil Kumar, aged about 21 years, residing at No. 3/1, Vivekanandhar Street, Gandhi Nagar, Saligramam, Chennai – 600 093.

... Petitioners / Accused Nos. 1 to 3 / First Party

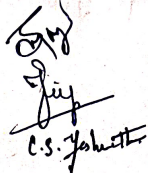
And

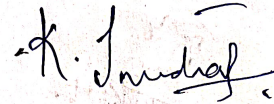
1. K. SURENDRA KUMAR, S/o. T.E. Kesavan, aged about 51 years, residing at No. 3/28, 1st Floor, Chidambaranar 1st Street, Vanuvampet, Madipakkam, Kancheepuram District – 600 091,
... 2nd Respondent / De-facto Complainant / Second Party

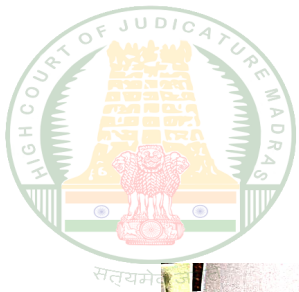
DISPUTE BETWEEN THE PARTIES:

i) Whereas the First Party is the Accused Nos. 1 to 3 in Crime No. 323 of 2025 on the file of the Inspector of Police, Virugambakkam Police Station, and the Second Party is the de-facto complainant therein. Both parties are known to each other and disputes arose between them due to prior monetary and personal issues.

ii) The Second Party lodged a complaint against the First Party and the same was registered in Crime No. 323 of 2025 dated


C.S. Jeyanthir





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25.08.2025 for offences under Sections 296(b), 115(2), 118(1) and 351(3) of the Bharatiya Nyaya Sanhita, 2023.

iii) The First Party also lodged a complaint against the Second Party and others, which was registered as a counter case in Crime No. 324 of 2025 on the file of the same police station.

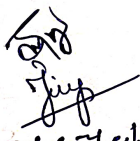
iv) The parties submit that the occurrence arose out of a sudden quarrel without any premeditation and the injuries alleged are simple in nature.

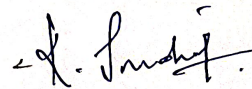
v) The parties further submit that with the intervention of elders and well-wishers, they have amicably settled all their disputes and differences.

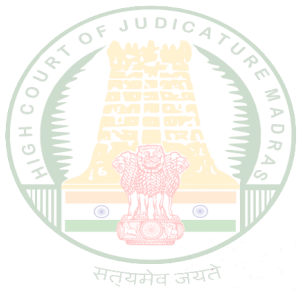
vi) The Second Party hereby states that he has no objection for quashing the FIR in Crime No. 323 of 2025 as against the Petitioners/First Party.

vii) The First Party hereby states that they have no objection for quashing the FIR in Crime No. 324 of 2025 as against the Second Party.

viii) The parties submit that this compromise has been entered into voluntarily, out of their own free will, without any coercion, undue influence or threat.


C.S. Yeshwanth



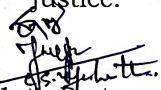


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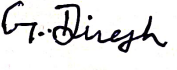
ix) The parties further submit that they have no further claims or grievances against each other in respect of the above said occurrence.

x) The parties therefore jointly pray that this Hon'ble Court may be pleased to quash the FIR in Crime No. 323 of 2025 dated 25-08-2025 on the file of the 1st Respondent Police, in the interest of justice.


1st Party


2nd Party

Witness

1. 
2. 



4. The learned Govt. Advocate (Crl. Side) appearing for the first respondent Police submitted that based on the complaint of both parties, FIRs came to be registered. He further submitted that though the parties have entered into a compromise, this Court, taking into account the seriousness of the offence, has to consider as to whether offences of this nature can be quashed on the ground of compromise between parties.

5. Heard both sides and perused the materials available on record.

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

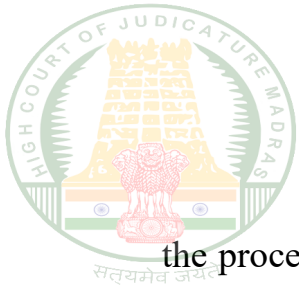
7. Both the parties appeared before this Court and were duly identified by their respective counsel and the respondent Police.

8. On interaction by this Court, both the parties stated that they have amicably settled the dispute between them and they are not willing to pursue the criminal proceedings and therefore, seek to quash the same.



9. The main issue that requires the consideration of this Court is as to whether this Court can quash the criminal proceedings involving non-compoundable offences pending against the parties. The Hon'ble Supreme Court, in the case of *Parbathbhai Aahir @ Parbathbhai Vs. State of Gujarat*, reported in (2017) 9 SCC 641, has given sufficient guidelines that must be taken into consideration by this Court while exercising its jurisdiction under Section 482 of Cr.P.C. (corresponding to Section 528 BNSS), to quash non-compoundable offences. One very important test that has been laid down is that the Court must necessarily examine if the crime in question is purely individual in nature or a crime against the society with overriding public interest. The Hon'ble Supreme Court has held that offences against the society with overriding public interest even if they get settled between the parties, cannot be quashed by this Court.

10. In the present case, the offences in question are purely individual/personal in nature. It involves dispute between the parties and quashing the proceedings will not affect any overriding public interest in this case and no useful purpose will be served in continuing with the criminal proceedings. In view of the above, this Court is inclined to quash the proceedings pending in Crime Nos. 324 of 2025 and 323 of 2025 before the first respondent Police.



11. Accordingly, these Criminal Original Petitions stand allowed and the proceedings in Crime Nos. 324 of 2025 and 323 of 2025 pending on the file of the first respondent, are quashed.

12. The affidavits and the Joint compromise Memo filed by the parties for compromising the offences shall form part of the record.

25-06-2026

Index: Yes/No

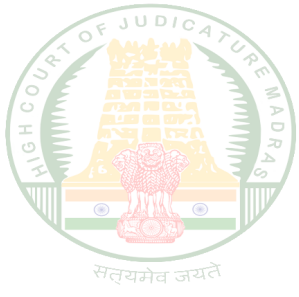
Speaking/Non-speaking order

Neutral Citation: Yes/No

PVS

To

1. The Inspector of Police
Virugambakkam Police Station,
Chennai.
2. The Public Prosecutor,
High Court, Madras



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CRL OP Nos. 16214 & 16060 of 2



M.NIRMAL KUMAR, J.

PVS

CRL OP Nos. 16214 & 16060 of 2026

25-06-2026