



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16-02-2026

CORAM

THE HON'BLE MR JUSTICE A.D.JAGADISH CHANDIRA

CRL OP No. 34959 of 2025

AND

CRL MP NO. 24530 OF 2025

1. Sathish Paneer Selvam,
S/o.Paneer Selvam,
All petitioners residing at
Plot No.31, krishna nagar,
Rajakilpakkam, sembakkam,
selaiyur, chennai - 600 073.
2. Paneer Selvam Vinaitheerthan,
S/o.Vinaitheerthan,
All petitioners residing at
Plot No.31, Krishna nagar,
Rajakilpakkam, sembakkam,
selaiyur, chennai - 600 073.
3. Muthulakshmi,
W/o.Paneer Selvam,
All petitioners residing at
Plot No.31, krishna nagar,
Rajakilpakkam, sembakkam,
selaiyur, chennai - 600 073.

..Petitioner(s)

Vs

1. The State rep. by the Inspector of Police,
All Women Police Station,
SRMC, Avadi.
2. Ilangani,
W/o.Sathish,
Plot No.15, F-3,
DFS Vijay Sri Vishnu Apartment,
Bel Nagar, II Prarthana Salai,
Madhanandhapuram,
Chennai - 600 125.

..Respondent(s)



PRAYER: This petition has been filed seeking to call for records and quash the First Information Report dated 19.11.2025 registered under Section 498A of the Indian Penal Code and Section 4 of the Tamil Nadu Prohibition of Harassment of Women Act, 2002 in Crime No.16 of 2025 pending on the file of the first respondent police.

For Petitioner(s): Ms.Thanga Vadhana Balakrishnan

For Respondent(s): Mr.K.M.D.Muhilan, Addl.Public Prosecutor for R1
Mr.M.Sathya Kumar, for R2

ORDER

This petition has been filed seeking to call for records and quash the First Information Report dated 19.11.2025 registered under Section 498A of the Indian Penal Code and Section 4 of the Tamil Nadu Prohibition of Harassment of Women Act, 2002 in Crime No.16 of 2025 pending on the file of the first respondent police on the ground of compromise.

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

3. Based on the complaint given by the *de facto* complainant/R2, a case in Crime No.16 of 2025 was registered on the file of the first respondent Police against the accused, for the offences under Sections 498 A and Section 4



of the Tamil Nadu Prohibition of Harassment of Women Act, 2002.

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4. Learned counsel appearing for both the petitioner and the *de facto* complainant submitted that the *de facto* complainant is the wife of the petitioner and she filed a complaint against the petitioner under Section 498A and Section 4 of the Tamil Nadu Prohibition of Harassment of Women Act, 2002. They further submitted that on the advice of elders, the parties have now amicably settled the issue among themselves. Hence, they seek to quash the aforesaid case as against the petitioner. Affidavits and a Settlement Agreement to that effect have also been filed.

5. The petitioner and the *de facto* complainant/R2 appeared before this Court and they were identified by their respective learned counsel as well as by the Inspector of Police, All Women Police, SRMC, Avadi.

6. On being enquired by this Court, the *de facto* complainant stated that she has amicably settled the dispute with the petitioner and she is not willing to pursue the criminal proceedings and therefore, seeks to quash the same.

7. Learned Additional Public Prosecutor appearing on behalf of the first respondent police submitted that though the parties have entered into a



settlement agreement dated 05.02.2026, while this case is pending on the file of the Inspector of Police, All Women Police Station, SRMC, Avadi, this Court, taking into account the seriousness of the offences, has to consider the issue as to whether the offences of this nature can be quashed on the ground of compromise between parties.

8. 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 petitioner. 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.

9. In the present case, the offences in question are purely individual/personal in nature. It involves dispute between the petitioner and the



second respondent 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 against the petitioner in Cr.No.16 of 2025, pending on the file of the Inspector of Police, All Women Police Station, SRMC, Avadi.

10. Accordingly, this Criminal Original Petition stands allowed and the case in Cr.No.16 of 2025, pending on the file of the Inspector of Police, All Women Police Station, SRMC, Avadi is quashed as against the petitioner. Consequently, connected miscellaneous petition is closed.

11. The affidavits and the Settlement Agreement dated 05.02.2026 filed by the petitioner and the second respondent for compromising the offences shall form part of the records.

16-02-2026

DN

To

1. The Inspector of Police,
All women police station,



SRMC, Avadi.

2. The Public Prosecutor,
High Court of Madras.

CRL OP No. 34959 of 2





CRL OP No. 34959 of 2



A.D.JAGADISH CHANDIRA J.

DN

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