

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06-03-2025

CORAM

THE HONOURABLE MR JUSTICE G.K. ILANTHIRAIYAN



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CRL OP NO. 6253 of 2025

AND

CRL MP NO. 4011 OF 2025

1.Ismail @ Ismayil
S/o. Ahmed Basha
2.Basha @ Rahman

Petitioner(s)

Vs

2.State By, The Inspector Of Police,
Gudiyatham Town Police Station, Vellore District. Crime
No.13 Of 2025

2.Sanjai

Respondent(s)

PRAYER: Criminal Original Petition is filed under Section 528 of BNSS, 2023, to call for the records in Crime No.13 of 2025 on the file of the first respondent and quash the same.

For Petitioner(s):

M/s. S.Silambuselvan

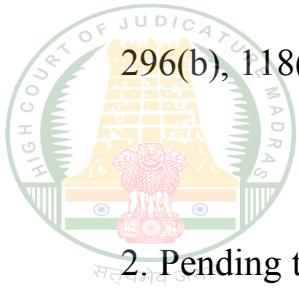
For Respondent(s):

K.M.D.Muhilan Government Advocate Criminal Side for R1

ORDER

This Criminal Original Petition has been filed to quash the FIR in Crime No. 13 of 2025
<https://www.mhc.tn.gov.in/judis>

on the file of the first respondent, registered for the offences under Sections 191(2),



296(b), 118(1) & 351(2) of BNS 2023.



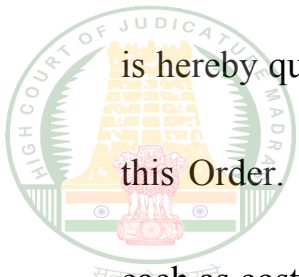
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2. Pending this petition, the parties have decided to bury their hatchet and compromise the dispute amicably among themselves.

3. A Joint Memo of Compromise has been filed before this Court, which has been signed by the petitioners and the defacto complainant and also by their respective counsel. All the parties are present and identified by their respective counsel and the Police. In order to identify the respective parties, they have also produced the copies of the Aadhaar Card are made part of the record. This Court also enquired both the parties and was satisfied that the parties have come to an amicable settlement between themselves.

4. Under such circumstances, no useful purpose will be served in keeping the First Information Report 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)**, this Court in exercise of its jurisdiction under Section Section 528 of BNSS, 2023, quashes the FIR in Crime No.1 of 2024 pending trial on the file of the first respondent.

5. In view of the above, the FIR in Crime No. 13 of 2025 on the file of the first respondent,



is hereby quashed. The terms of Joint Memo of Compromise shall form part and

this Order. The petitioners shall pay a sum of Rs.4,000/-, (Rupees Four Thousand only)

each as costs, to the Chief Justice Relief Fund, Tamil Nadu, forthwith and file a photocopy

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of the receipt along with a memo reporting compliance in the Registry.

6. Accordingly, the Criminal Original Petition stands allowed. Consequently connected miscellaneous petition is closed.

06.03.2025

Index : Yes/No

Neutral citation : Yes/No

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To

1 The Insnetor of Police

Gudiyatham Town Police Station, Vellore District. Crime

No.13 Of 2025

2.The Public Prosecutor,

Madras High Court,

Chennai.



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G.K.ILANTHIRAIYA



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Crl. O.P. No.6253 of 2025

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