



Crl.O.P.No.7059 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.03.2025

CORAM:

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

Crl.O.P.No.7059 of 2025

Appas Ali @ Abbas AliMirza

... Petitioner

Vs.

1. State by

The Inspector of Police,
D2-Anna Salai Police Station,
Chennai District.
Crime No.145 of 2023

2. Bebejune

... Respondents

PRAYER: Criminal Original Petition is filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, to call for the records in C.C.No.2717 of 2024, on the file of II Metropolitan Magistrate Court, Egmore, Chennai and quash the charge sheet pending against the petitioner.

For Petitioner	: Mr.S.Silambuselvan
For R1	: M/s J.R.Archana
	Government Advocate (Crl.Side)

ORDER

This Criminal Original Petition has been filed to quash the proceeding in CC.No.2717 of 2024, on the file of II Metropolitan



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Magistrate Court, Egmore, Chennai.

WEB COPY 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 petitioner 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 proceeding 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 528 of BNSS, 2023, quashes the proceeding in CC.No.2717 of 2024, on the file of II Metropolitan Magistrate Court,



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Egmore, Chennai.

WEB COPY

5. In view of the above, the proceedings in CC.No.2717 of 2024, on the file of II Metropolitan Magistrate Court, Egmore, Chennai, is hereby quashed as against the petitioner. The terms of Joint Memo of Compromise shall form part and parcel of this Order. The petitioner shall pay a sum of Rs.5,000/-, (Rupees Five Thousand only) as costs, to the Chief Justice Relief Fund, Tamil Nadu, forthwith and file a photocopy of the receipt along with a memo reporting compliance in the Registry.

6. Accordingly, the Criminal Original Petition stands allowed.

12.03.2025

Index : Yes/No
Neutral citation : Yes/No
Speaking/non-speaking order
mn



WEB COPY



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G.K.ILANTHIRAIYAN, J.

mn

To

1. The II Metropolitan Magistrate Court,
Egmore, Chennai.
2. The Inspector of Police,
D2-Anna Salai Police Station,
Chennai District.
3. The Public Prosecutor,
Madras High Court,
Chennai.

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