



Crl. O.P. No. 6907 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.03.2025

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl. O.P. No. 6907 of 2025

and

Crl. M.P. No. 4429 of 2025

1.P. Magesh
2.R. Gomathi

... Petitioners

Vs.

1.The State Rep., by its
The Inspector of Police,
Bagayam Police Station,
Arani Road, Bagayam,
Vellore District.

2.M. Balaji

... Respondents

PRAYER: Criminal Original Petition is filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, to call for the records in Crime No. 14 of 2023 on the file of the first respondent and quash the same.

For Petitioners : Mr. E. Sivanandan

For Respondents

For R1 : Mr. A. Gopinath,
Government Advocate (Crl.Side)



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ORDER

WEB COPY This Criminal Original Petition has been filed to quash the FIR in Crime No. 14 of 2023 on the file of the first respondent, registered for the offences under Sections 323 and 506(1) of IPC.

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



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given by the Hon'ble Supreme Court reported in **2017 9 SCC 641-**
WEB COPY (Parbathbhai Aahir @ Parbathbhai Vs. State of Gujrath), this Court in
exercise of its jurisdiction under Section 528 of BNSS, 2023,
quashes the FIR in Crime No. 14 of 2023 pending trial on the file of the
first respondent.

5. In view of the above, the FIR in Crime No. 14 of 2023 on the
file of the first respondent, is hereby quashed. The terms of Joint Memo
of Compromise shall form part and parcel of this Order. The petitioners
shall pay a sum of Rs.2,500/-, (Rupees Two thousand five hundred only)
each 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.
Consequently, connected miscellaneous petition is closed.

13.03.2025

Index : Yes/No
Neutral citation : Yes/No
AT



WEB COPY



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G.K.ILANTHIRAIYAN, J.

AT

To

1.The Inspector of Police,
Bagayam Police Station,
Arani Road, Bagayam,
Vellore District.

2.The Public Prosecutor,
Madras High Court,
Chennai.

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