



Crl.O.P.No.7265 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.7265 of 2025
and Crl.M.P.No.4639 of 2025

1. R.Karthik
2. A.Prabakaran
3. R.Rajaguru

... Petitioners

Vs.

1. The Inspector of Police,
E-4, Abiramapuram Police Station,
Chennai – 600 028.
(Crime No.204 of 2016)

2. S.Rajagopalan

... 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.2056/2022 on the file of XXIII Metropolitan Magistrate at Saidapet, Chennai and quash the same.

For Petitioners : Mr.P.Kannan
For R1 : M/s J.R.Archana
Government Advocate (Crl.Side)

ORDER

This Criminal Original Petition has been filed to quash the proceeding in C.C.No.2056/2022 on the file of XXIII Metropolitan Magistrate at Saidapet, Chennai.



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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 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 Gujraath)**, this Court in exercise of its jurisdiction under Section 528 of BNSS, 2023, quashes the proceeding in C.C.No.2056/2022 on the file of XXIII Metropolitan Magistrate at Saidapet, Chennai.



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WEB COPY 5. In view of the above, the proceedings in C.C.No.2056/2022 on the file of XXIII Metropolitan Magistrate at Saidapet, Chennai, is hereby quashed. The terms of Joint Memo of Compromise dated 18.02.2025 shall form part and parcel of this Order. Each of the petitioners shall pay a sum of Rs.2,000/-, (Rupees Two 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. Consequently, connected Miscellaneous petition is closed.

12.03.2025

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



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G.K.ILANTHIRAIYAN, J.

mn

To

1. The XXIII Metropolitan Magistrate
at Saidapet, Chennai.
2. The Inspector of Police,
E-4, Abiramapuram Police Station,
Chennai – 600 028.
3. The Public Prosecutor,
Madras High Court,
Chennai.

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