



Crl.O.P.No.10623 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.04.2025

CORAM:

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

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S.Sermarajapandi

... Petitioner

Vs.

1. The State Rep through
The Inspector of Police,
AWPS -Saidapet,
Chennai.

2. M.Nithya

... Respondents

PRAYER: Criminal Original Petition is filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, to call for the records culminating in Crime No.4 of 2024 on the file of the first respondent and quash the same.

For Petitioner : Mr.M.Santhanaraman

For Respondents

For R1 : Mr.A.Gopinath

Government Advocate (Crl.Side)

ORDER

This Criminal Original Petition has been filed to quash the FIR in Crime No.4 of 2024 on the file of the first respondent, registered for the offences under Sections 498(A) & 313 of IPC.



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

3. A Memorandum of Compromise has been filed before this Court, which has been signed by the petitioner and the defacto complainant. 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 528 of BNSS, 2023, quashes the FIR in Crime No.4 of 2024 pending investigation on the file of the first respondent.



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WEB COPY 5. In view of the above, the FIR in Crime No.4 of 2024 on the file of the first respondent, is hereby quashed. The terms of Memorandum of Compromise shall form part and parcel of this Order. Accordingly, the Criminal Original Petition stands allowed.

08.04.2025

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

rts

To

1. The Inspector of Police,
AWPS -Saidapet,
Chennai.

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



WEB COPY



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G.K.ILANTHIRAIYAN, J.

rts

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