



Crl.O.P.No.8967 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.03.2025

CORAM:

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

Crl.O.P.No.8967 of 2025

Suresh S Thiyagarajan

... Petitioner

Vs.

1. The State Rep. By
Inspector of Police,
W-20 All Women Police Station,
Saidapet, Chennai - 600 122.

2. Padmapriya

... Respondents

PRAYER: Criminal Original Petition is filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, to call for the records and quash the CC.No.2381 of 2024, on the file of the Hon'ble IX Metropolitan Magistrate, Saidapet, Chennai in Cr.No.2 of 2024 on the file of the first respondent.

For Petitioner	: Mr.V.Vargees Amal Raja
For R1	: M/s J.R.Archana Government Advocate (Crl.Side)
For R2	: Mr.A.L.Nagarajan

ORDER

This Criminal Original Petition has been filed to quash the proceeding in CC.No.2381 of 2024, on the file of the IX Metropolitan Magistrate, Saidapet, Chennai.



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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 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. It is seen that the second respondent and the petitioner/accused are living happily and therefore, the petitioner need not go for an ordeal of trial.



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5. Under such circumstances, no useful purpose will be served

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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.2381 of 2024, on the file of the IX Metropolitan Magistrate, Saidapet, Chennai.

6. In view of the above, the proceedings in CC.No.2381 of 2024, on the file of the IX Metropolitan Magistrate, Saidapet, 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.



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7. Accordingly, the Criminal Original Petition stands allowed.

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Index : Yes/No
Neutral citation : Yes/No
Speaking/non-speaking order
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1. The IX Metropolitan Magistrate, Saidapet,
Chennai.
2. The Inspector of Police,
W-20 All Women Police Station,
Saidapet, Chennai - 600 122.
3. The Public Prosecutor,
Madras High Court,
Chennai.



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G.K.ILANTHIRAIYAN, J.

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