



WEB COPY



CrI.O.P.No.9213 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.04.2025

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CrI.O.P.No.9213 of 2025

Merlin Joel

... Petitioner

Vs

1. State rep. by
The Inspector of Police,
Guindy Police Station,
Chennai District.
(Crime No.30 of 2025)

2. Muthu Mohammed

... Respondents

Criminal Original Petition is filed under Section 528 of B.N.N.S.,
to call for the records relating to the case in Crime No.30 of 2025 on the file
of the 1st Respondent Police and quash the same.

For Petitioner : Mr.K.S.Arumugam

For Respondents : Mr.R.Vinothraja,
Government Advocate (CrI.Side) (for R1)

Mr.P.Kesavalu (for R2)



Crl.O.P.No.9213 of 2025

WEB COPY

ORDER

This Criminal Original Petition has been filed to quash the FIR in Crime No.30 of 2025 on the file of the first respondent, registered for the offences under Sections 316(2) and 318(4) of B.N.S.

2. Pending the proceedings in Crime No.30 of 2025, 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 parties, they have also produced the copies of the Aadhaar Card, which 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.



Crl.O.P.No.9213 of 2025

WEB COPY

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.30 of 2025 pending trial on the file of the first respondent.

5. In view of the above, the FIR in Crime No.30 of 2025 on the file of the first respondent is hereby quashed. The terms of the Joint Memo of Compromise shall form part and parcel of this Order. The petitioner has paid a sum of Rs. 5,000/- (Rupees Five Thousand only) as costs to the Chief Justice Relief Fund, Tamil Nadu and filed a receipt along with a memo.

6. Accordingly, the Criminal Original Petition stands allowed.

04.04.2025

Index: Yes/No
Neutral Citation/Yes/No
kv

3/5



Crl.O.P.No.9213 of 2025

WEB COPY

- To
1. The Inspector of Police,
Guindy Police Station,
Chennai District.
 2. The Public Prosecutor,
High Court, Madras.



WEB COPY



Crl.O.P.No.9213 of 2025

G.K.ILANTHIRAIYAN, J.

kv

Crl.O.P.No.9213 of 2025

04.04.2025