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Crl.O.P.No.10307 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.04.2025

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P.No.10307 of 2025

1. Shankar

2. Prabu @ Minnal Prabu

... Petitioners

Vs

1. The State rep. by
The Inspector of Police,
Attur Town Police Station,
Salem District.
(Crime No.92 of 2025)

2. Mani

... Respondents

Criminal Original Petition is filed under Section 528 of B.N.N.S., to call for the records of the Impugned FIR lodged as against the Petitioners herein in Crime No.92 of 2025 on the file of the 1st Respondent and quash the same.

For Petitioners : Mr.W.Camyles Gandhi

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



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ORDER

This Criminal Original Petition has been filed to quash the FIR in Crime No.92 of 2025 on the file of the first respondent, registered for the offences under Sections 296(b), 115(2) and 118(1) of B.N.S.

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. All the parties are present and identified by their respective counsel and the Police. In order to identify the petitioners, 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.

4. Under such circumstances, no useful purpose will be served in keeping the First Information Report pending, even though, the offences



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

5. In view of the above, the FIR in Crime No.92 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 petitioners have 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.

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Index: Yes/No
Neutral Citation: Yes/No
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- To
1. The Inspector of Police,
Attur Town Police Station,
Salem District.
 2. The Public Prosecutor,
High Court, Madras.



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G.K.ILANTHIRAIYAN, J.

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