



Crl.O.P.No. 3114 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 06.02.2025

CORAM:

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

Crl.O.P.No. 3114 of 2025
and
Crl.M.P.No.2083 of 2025

Mahalingam

....

Petitioner

Vs

1.The State Rep by its,
The Inspector of Police,
Kavundampalayam Police Station,
Coimbatore.

2. Bhuvaneshwari

....

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 FIR filed in Crime No.342 of 2024 pending investigation on the file of the 1st respondent police in so far as the petitioner/accused.

For Petitioner : Mr.B.Sethupathy
For R1 : Mr.R.Vinothraja
Government Advocate (Crl.Side)

ORDER

This Criminal Original Petition has been filed to quash the FIR in Crime No.342 of 2014 on the file of the first respondent, registered for the offences under Sections 296(b), 115(2), 351(3) of BNS, 2023 and



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Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, 2002.

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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 petitioner and the defacto complainant and also by the petitioner's counsel. All the parties are present and identified by the 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 BNS, 2023,



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quashes the FIR in Crime No.342 of 2024 pending on the file of the first respondent.

5. In view of the above, the FIR in Crime No.342 of 2024 on the file of the first respondent, is hereby quashed. 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.

6. Accordingly, the Criminal Original Petition stands allowed. Consequently, the connected Criminal Miscellaneous Petition is closed.

06.02.2025

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



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G.K.ILANTHIRAIYAN, J.

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1. The Inspector Of Police,
Kavundampalayam Police Station,
Coimbatore.

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

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