



Crl.O.P.No.34411 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 17.12.2025**

CORAM:

**THE HON'BLE MR. JUSTICE A.D.JAGADISH CHANDIRA**

**Crl.O.P.No.34411 of 2025**

**and**

**Crl.M.P.Nos.24120 and 24121 of 2025**

1. Ilayaraja
2. Mutharasan
3. Mathi
4. Kalaiselvan
5. Abivarman
6. Ramesh

... Petitioners

Vs.

1. The State of Rep. by  
The Inspector of Police,  
A. Pallipatti Police Station,  
Dharmapuri District.  
Crime No.81 of 2023.

2. Ezhilarasi

... Respondents

**PRAYER:** Criminal Original Petition is filed under Section 528 of BNSS, to call for the records relating to C.C.No.75 of 2025 on the file of the learned Judicial Magistrate, Pappireddipatti and quash the same by allowing this Criminal Original Petition.

|                  |   |                                     |
|------------------|---|-------------------------------------|
| For Petitioners  | : | Mr. J. Pradeep                      |
| For Respondent-1 | : | Mr. S. Santhosh                     |
|                  |   | Government Advocate (Criminal Side) |



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## **ORDER**

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This Criminal Original Petition has been filed seeking to quash the proceedings against the petitioners in C.C.No.75 of 2025 on the file of the learned Judicial Magistrate, Pappireddipatti.

2. The case of the prosecution is that on 27.07.2023, at about 08.30 a.m. when the *de facto complainant* was in her agricultural land, the petitioners/accused 1 to 6 trespassed into the said property by allegedly breaking open the lock and abused the *de facto complainant* in filthy language and criminally intimidated her demanding to vacate the land. During the said occurrence, the accused 1 slapped her on the cheek while the accused 2 allegedly beat her on the hip using a bamboo stick. When the husband of the *de facto complainant* intervened, he was also attacked by the accused 1 and 2 and he suffered injuries. The accused 3 to 6 also assaulted the *de facto complainant's* husband by striking on his back with a coconut stem. Thereafter, all the accused persons criminally intimidated the *de facto complainant* and her husband by threatening them with dire consequences. Therefore, the first respondent police registered a case and thereafter, filed a final report against the accused persons under Sections 147, 448, 294(b), 323, 324 and 506(i) of the Indian Penal Code and Section 4 of the Tamil



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Nadu Prohibition of Harassment of Women Act, 2002.

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3. The learned counsel appearing for the petitioners submitted that the entire complaint is false, fabricated and motivated due to the prior land dispute. The petitioners have given a counter complaint, however, no proper investigation was done and the case was referred as mistake of fact on the ground that the dispute was civil in nature.

4. Per contra, Mr.S.Santhosh, learned Government Advocate (Criminal Side) appearing for the first respondent submitted that though this case is an off-shoot of the civil dispute, the petitioners have abused and assaulted the *de facto complainant* and her husband resulting in they sustaining injuries and there is also a doctor's report stating about the injuries. Therefore, there are materials to proceed against the petitioners.

5. Having gone through the records, this Court finds that there are materials against the petitioners. Hence, this Court is not inclined to quash the proceedings in C.C.No.75 of 2025 on the file of the learned Judicial Magistrate, Pappireddipatti. Accordingly, this Criminal Original Petition is dismissed. Consequently, Crl.M.P.No.24120 of 2025 is closed.



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6. At this juncture, the learned counsel appearing for the petitioners requested this Court to dispense with the personal appearance of the petitioners before the trial Court.

7. Considering the request of the learned counsel for the petitioners, the personal appearance of the petitioners before the trial Court is dispensed with for the present, except for receipt of copies, answering the charges, questioning under Section 313 Cr.P.C., passing of judgment, or any other date as may be required by the trial Court. Accordingly, CrI.M.P.No.24121 of 2025 is ordered.

**17.12.2025**

*srm*



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To

1. The Judicial Magistrate,  
Pappireddipatti.
2. The Inspector of Police,  
A. Pallipatti Police Station,  
Dharmapuri District.
3. The Public Prosecutor,  
High Court, Madras.



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**A.D.JAGADISH CHANDIRA, J.**

srm

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**and**  
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**17.12.2025**