

Crl.O.P.(MD) No.1620 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 15.09.2025

CORAM

THE HON'BLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD) No.1620 of 2024

1.Senthilkumaran @ Senthil

2.Valarmathi

3.Pandiyaramu

4.Ravi @ Ravishankar

5.Balaji

... Petitioners

Vs.

1.The State rep. by
The Inspector of Police,
Kottampatti Police Station,
Madurai District.
(Crime No.221 of 2007)

2.Thiraviyaraj

... Respondents

PRAYER : Criminal Original Petition filed under Section 528 of Bharathiya Nagarik Suraksha Sanhita, 2023 to call for the records relating to the charge sheet in S.C.No.263 of 2021 on the file of the learned Sub Judge, Melur and quash the same as against the petitioners/A1 to A5 herein.



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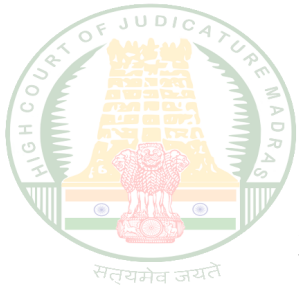
Crl.O.P.(MD) No.1620 of 2024

For Petitioners : Mr.K.C.Ramalingam
For R1 : Mr.R.Meenakshi Sundaram
Additiona Public Prosecutor
For R2 : Mr.P.Vikram

ORDER

The Criminal Original Petition has been filed to quash the final report in S.C.No.263 of 2021 on the file of the learned Sub Judge, Melur, which was filed for the offences punishable under Sections 147, 148, 341, 294(b), 324, 307 and 506(ii) of IPC.

2. The allegation in the final report is that on 15.08.2007 at about 09:00 p.m., during a temple festival, a dispute arose between the first petitioner and the second respondent/defacto complainant; that when the second respondent/defacto complainant was on his way to his house, the petitioners intercepted him; that the first petitioner attacked him with a knife, causing injuries; that when the wife of the second respondent/defacto complainant intervened, the first, fourth, and fifth petitioners attacked her, causing injuries and thus committed the aforesaid offences.



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3. Admittedly, the petitioners and the second respondent belong to the same village and have now entered into a compromise, deciding to give a quietus to the entire dispute. The parties have filed a joint compromise memo dated 14.03.2025. A scanned copy of the compromise memo reads as follows:

**IN THE HIGH COURT OF JUDICATURE AT MADRAS
MADURAI BENCH
(Criminal Jurisdiction)**

**Crl.O.P.(MD). No. 1620 of 2024
against
S.C.No. 263 of 2021
(On the file of the Learned Sub Court, Melur)**

1. Senthilkumaran @ Senthil, (M/42)

S/o. Late. Ramalingam,
No.1/84, East Street,
Manappacheri, Melur Taluk,
Madurai District – 625 103.

2. Valarmathi, (F/61)

W/o. Late. Ramalingam,
No.1/84, East Street,
Manappacheri, Melur Taluk,
Madurai District – 625 103.

3. Pandiyaramu, (M/39)

S/o. Late. Ramalingam,
No.1/84, East Street,
Manappacheri, Melur Taluk,
Madurai District – 625 103.

4. Ravi @ Ravishankar, (M/41)

S/o. Subramaniyan,
No.1/96, Manappacheri,
Melur Taluk,
Madurai District – 625 103.

5. Balaji, (M/39)

S/o. Mottaiyandi,
Door No. 8/3/14, Periyar colony,
Periyakulam Taluk,
Bungalowpatti,
Theni District.

2nd Respondent /Defacto-complainant

T. Senthil Kumar

Counsel for the

2nd Respondent/ Defacto-complainant

S. Senthil Kumar

Vs.

--- Petitioners/Accused

Petitioners/Accused 1 to 5

The petitioners

R. Senthil Kumar
R. Pandiyaramu
S. Ravi
M. Balaji

Valarmathi

Valarmathi



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1. **The State rep. by**
The Inspector of Police,
Kottampatti Police Station,
Madurai District. (Cr.No. 221/2007) --- 1st Respondent /Complainant
2. **Thiraviyaraj.**
S/o. Thangaraj,
Manappacheri, Melur Taluk,
Madurai District. --- 2nd Respondent / Defacto-Complainant

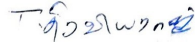
JOINT COMPROMISE MEMO

1. It is submitted that the 1st respondent herein registered First Information Report against the petitioners in Crime No. 419/2024 for the alleged offences U/s. 147, 148, 341, 294(b), 324, 307, and 506(ii) of IPC on the basis of the complaint given by the 2nd respondent /defacto-complainant dated 16.08.2007.

2. It is further submitted that the 2nd respondent/defacto-complainant and the petitioners are being same village close relatives, therefore, the elders and well-wishers of the petitioner talk with each other and amicably settled the disputes. Accordingly, a written compromise memo has been executed between them on the following terms: -

"1. The 2nd respondent/ defacto-complainant herein agreed to withdraw the criminal complaint given by him against the petitioners herein in Crime No. 221/2007 in S.C.No. 263/2021 on the file of the Learned Sub Court, Melur U/s.147, 148, 341, 294(b), 324, 307, and 506(ii) of IPC

2nd Respondent /Defacto-complainant



Counsel for the

2nd Respondent/ Defacto-complainant



Petitioners/Accused 1 to 5



Counsel for the petitione


LTI of
Valarmathi
R. Panalayarana
S. Ray
Balaji



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2. Both the parties have voluntarily and mutually entered into and agreed to the terms of the above compromise agreement to resolve their dispute and maintain their good and cordial relationship in the family"

3. It is submitted that in view of the same, the 2nd respondent/defacto-complainant is not intended to proceed the case further and he has no objection to quash the criminal case pending against the petitioners.

It is therefore prayed that this Hon'ble Court may be pleased to accept this Joint Compromise Memo and pass such further or other orders as this Hon'ble Court may deem fit and proper in the circumstances of the case and thus render justice.

Dated at Madurai on this the th14 day of March, 2025

2nd Respondent /Defacto-complainant

T. J. Jeyaraj
Counsel for the

2nd Respondent/ Defacto-complainant

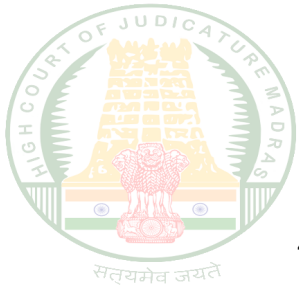
J. Jeyaraj

Petitioners/Accused 1 to 5

R. Jenthil Kumar
Counsel for the petitioners

R. Jenthil Kumar

R. Pandiyaraj
S. Ray
M. Balaji
LTI of Valarmathi



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4. The petitioners, namely, (1) Senthilkumaran @ Senthil [Aadhaar No.6695 0980 8402], (2) Valarmathi [Aadhaar No.3454 1058 4245], (3) Pandiyaramu [Aadhaar No.7644 2581 2815], (4) Ravi @ Ravishankar [Aadhaar No.6584 0335 8512], (5) Balaji [Aadhaar No. 2662 5160 1758], and the second respondent/defacto complainant, namely, Thiraviyaraj [Aadhaar No.8867 4319 8576], are present before this Court in person. They are identified by Mr.Kabir Oli, Sub Inspector of Police, Kottampatti Police Station, Madurai District. All the parties confirmed the compromise arrived at between them.

5. The learned counsel for the petitioners would submit that although the offence under Section 307 of the IPC has been charged, the allegations would show that there was no intention to cause the death of any person.

6. The evidence discloses that there were simple injuries on the hands of the victim and therefore, the offence under Section 307 of the IPC would not be made out. Considering the same and also considering the fact that the petitioners and the second respondent are close relatives, this Court is of the view that no useful purpose would be served in



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keeping the impugned final report pending trial. Accordingly, the impugned final report in S.C.No.263 of 2021 on the file of the learned Sub Judge, Melur, is quashed. The Criminal Original Petition stands allowed.

15.09.2025

JEN

Index: Yes/ No

Neutral Citation: Yes / No

Speaking Order / Non-Speaking Order

Copy To:

- 1.The Sub Judge,
Melur.
- 2.The Inspector of Police,
Kottampatti Police Station,
Madurai District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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SUNDER MOHAN, J.

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