

Crl.O.P.(MD)No.3816 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 17.09.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD)No.3816 of 2024

Sethupandi

... Petitioner

Vs.

1.The Inspector of Police,
Nagamalai Pudhukottai Police Station,
Madurai District.
Cr.No.138/2023

2.Catherine

... Respondents

Prayer: Criminal Original Petition is filed under Section 528 of BNSS, 2023, to call for the records in Crime No.138 of 2023 on the file of the Inspector of Police, Nagamalai Pudukkottai Police Station, Madurai District and quash the same as illegal as against this Petitioner.

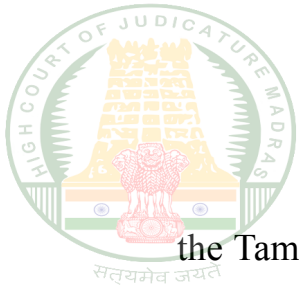
For Petitioners : Mr.Chandrasekar P

For R-1 : Mr.K.Sanjai Gandhi
Government Advocate (Criminal side)

For R-2 : Mr.D.Arunkumar

ORDER

This petition is filed to quash the FIR in Crime No.138 of 2023 registered for the offence under Sections 294(b), 506(i) IPC and Section 4 of

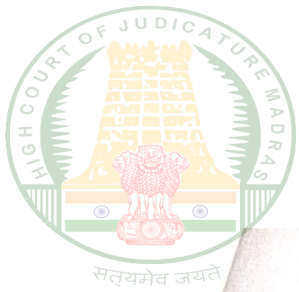


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the Tamilnadu Prohibition of Harassment of Women Act, 2022, on the file of the Inspector of Police, Nagamalai Pudukkottai Police Station, Madurai District.

2. The allegation in the final report stated that the petitioner along with two others had attacked the defacto complainant and abused him using filthy language and thus committed the aforesaid offence.

3. Though only the first accused has filed this quash petition, the defacto complainant would submit that the FIR lodged against all the accused may be quashed. In this regard, the parties have filed a joint compromise memo dated 14th March, 2024 and the scanned copy of the compromise memo reads as follows:



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

Crl.O.P (MD) No: 3816 Of 2024

(On the file of the Inspector of Police, In
Crime No. 138 of 2023
of Police, Nagamalai Pudukottai Police Station,
Madurai District)

Sethupandi, M/ Years,
S/o. Murugesan,
No. 116/260, Aghraharam,
Solavandan Pettai,
Vadipatty Taluk,
Madurai.

... Petitioner/ Accused No. 1

1. The Inspector of Police, -Vs-
Nagamalai Pudukottai Police Station,
Madurai District.
(Crime No. 138 of 2023)

... Respondent / Complainant

2. Catherine,
W/o. Rajesh,
Shalom Motors, Maruthi Authorised Service Centre,
No. 6/219G, Theni Main Road,
Achampathu, Nagamalai Pudukottai,
Madurai -19.

...Respondent/ Defacto Complainant

JOINT MEMO OF COMPROMISE

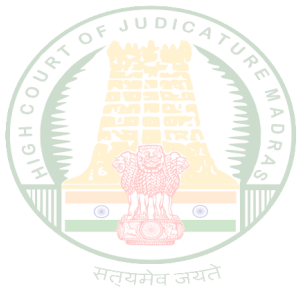
1. It is most respectfully submitted that the above named petitioner is arrayed as accused No. 1 in Crime No. 138 of 2023 on the file of the respondent police for offence under section 294(b), 506(1) IPC and Sec 4 of Tamilnadu Prohibition of Harassment of Women Act 2022.

Petitioners/ Accused No. 1

M. Sethupandi

Respondent / Defacto Complainant

Catherine



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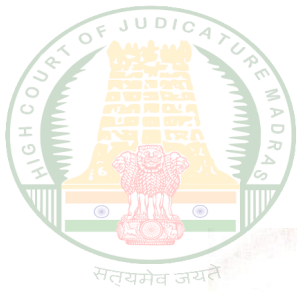
2. It is submitted that the allegation according to the prosecution is that the defacto complainant running a Sholamon Motors which is a authorized Maruthi Car Service center at No. 6/219G, Theni Main Road, Achamoathu, nagamalai Pudhukottai Madurai District and the petitioner/ 1st Accused purchase the said shop from perivious owner and trying to me to vacate the shop illegally and on 05.05.2023 the hirelings of the petitioner entered in to the service center and abuse the employee of the defacto complainant and criminally intimidated and hence this case.
3. It is submitted that now this quash petition is preferred only on the ground of compromise and not on merits.
4. It is further submitted that admittedly the 1st petitioner is land lord of the Service center and the 2nd respondent is the tenant of the Service center.
5. It is submitted that the dispute between the petitioner and defacto Complainant was amicably settled out of the court and the defacto complainant accept to withdraw the suit in OS No. 34 of 2023 on the file of the Learned Additional District Munsif, Tirumangalam and also handed over the possession of the accept to vacate the service center.
6. It is most respectfully submitted that in view of the settlement arrived at between both parties, both parties pray indulgence of this Hon'ble court for compounding the case and are filing this joint memo. And both parties pray for apology before this Hon'ble court for the inconvenience caused to this Hon'ble court and the same is neither willful nor wanton.

Petitioners/ Accused No. 1

M. Subramani

Respondent / Defacto Complainant

P. Carthikeyan



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7. It is submitted that the issue is between land lord and tenant and neither any public issue nor any public policy affecting the society at large is involved in this case.

Therefore it is prayed that this Hon'ble court may be pleased to accept this Compromise Memo in light of compromise arrived at between both the Accused and the defacto complainant to compound the case pending Crime No. 138 of 2023 on the file of the respondent police and consequently quash the same or pass such further order or other order 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 14 day of February, 2024

Petitioners/ Accused No. 1

M. Seshan

Respondent / Defacto Complainant

R. Catherine

Counsel for Defacto Complainant

D. R.

D. Arum Kumar
(25.2.11/24)

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Counsel for Accused

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4. The petitioner(Aadhar No.4459 7921 0371) and the second respondent(Aadhar No.5720 5846 9130) are present before this Court in person. They are identified by Mr.N.Muthaiah, Special Sub Inspector of Police, Nagamalaipudukkottai Police Station, Madurai District. All the parties confirmed the compromise arrived at between them.

5. The dispute is between the landlord and the tenant. Considering the nature of allegations and the fact that the parties entered into a compromise, no useful purpose will be served in keeping the FIR pending. Hence, the FIR in Crime No.138 of 2023 is quashed and this Criminal Original Petition is allowed.

17.09.2025

NCC : Yes / No
Index : Yes / No
Internet : Yes/ No
PJJ

To
1.The Inspector of Police
Nagamalai Pudhukottai Police Station,
Madurai District.

2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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SUNDER MOHAN, J.

PJL

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