



Crl.O.P.(MD)No.6840 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 11.09.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD) No.6840 of 2025

and

Crl.M.P(MD) No.4994 of 2025

Balakumar

... Petitioner/2nd Accused

Vs.

1.The State of Tamilnadu,
Rep. by the Inspector of Police,
Keeranur Police Station,
Pudukottai District.
Cr.No.14 of 2018.

... 1st Respondent/Complainant

2.Karnan

...2nd Respondent/Defacto
Complainant

Prayer: Criminal Original Petition is filed under Section 528 of BNSS, 2023, to call for the records in C.C.No.136 of 2023 pending on the file of the learned Judicial Magistrate, Keeranur and quash the same.

For Petitioner : Mr.P.Ganapathi Subramanian

For R-1 : Mr.R.Meenakshi Sundaram
Additional Public Prosecutor



Crl.O.P.(MD)No.6840 of 2025

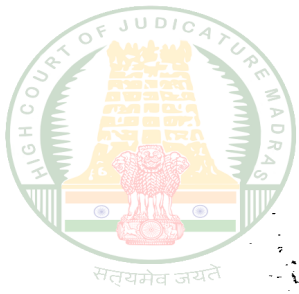
ORDER

WEB COPY

The petitioner seeks to quash the final report in C.C.No.136 of 2023 on the file of the learned Judicial Magistrate, Keeranur, which was filed for the offence under Sections 294(b), 323, 506(i) of IPC and Section and Section 4 of TN Prohibition of Harassment of Women Act, 2002.

2. The allegation in the final report is that the defacto complainant and the third accused are brothers; that the accused Nos.1 and 2 are friends of the third accused; and that due to the dispute with regard to partition between the third accused and the defacto complainant, on 23.01.2018, at the instance of the third accused, the accused Nos.1 and 2 attacked the defaco complainant, abused him in filthy language, also threatened him with dire consequences and thus, committed the aforesaid offences.

3. It is reported that the defacto complainant is presently residing abroad and he is unable to be personally present today. The defacto complainant had filed an affidavit stating that he and the petitioner have now entered into a compromise and decided to give a quietus to the entire dispute. The scanned copy of the affidavit filed by the defacto complainant reads as follows:



Crl.O.P.(MD)No.6840 of 2025

WEB COPY

**BEFORE THE HON'BLE MADURAI BENCH OF
MADRAS HIGH COURT**
(Criminal Jurisdiction)

Crl.O.P. (MD) No. of 2025

In

C.C. No.136 of 2023

(on the file of the Learned Judicial Magistrate, Keeranur)

Balakumar(M/42/2025)

S/o. Gopal,

Raja Street, Puliyur Post,

Kulathur Taluk,

Pudukkottai District.

Now Temporarily residing at

73 A, Windmil Road,

CROYDON, CR0 2XR,

London.

.... Petitioner/Accused No.2

Vs

1. The state through

The Inspector of Police,

Keeranur Police Station

Pudukkottai District.

.... Respondent/Complainant

[Cri.No 14 of 2018]

2. Karnan

S/o.Govindasamy Raja

No.7,Kavery Nagaer,5th Street,

Karumandabam, Trichy.

... Respondent/Defacto Complainant

Keeranur



WEB COPY



Crl.O.P.(MD)No.6840 of 2025

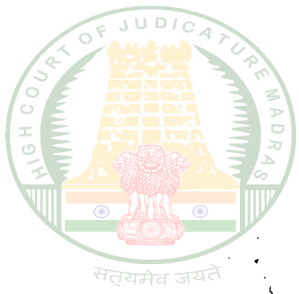
2

AFFIDAVIT

I, Karnan, S/o.Govindasamy Raja, aged about years, residing at No.7,Kavery Nagaer,5th Street Karumandabam, Trichy District, has now temporarily come down to Madurai do hereby solemnly affirm and sincerely state as follows:

1. I am the 2nd respondent and as such I am well acquainted with the facts and circumstances of this case.
2. I submit that I had lodged a complaint against the petitioner alleging that he has assaulted me and abused my wife by using filthy languages.
3. I further submit that the 1st respondent registered a case in crime no. 14 of 2018 based on the complaint lodged by me for an offence under Sections 294(b), 323 of I.P.C r/w 4 of TNPWH Act for the alleged occurrence said to have taken place on 23.01.2018.
4. I submit that defacto complainant and the 3rd accused are siblings and there is a dispute between them purely civil disputes.

G. Karnan



WEB COPY



Crl.O.P.(MD)No.6840 of 2025

7/3

5. I submit that in the course of investigation charge sheet has been filed by the 1st respondent in Crime No. 136 of 2023 before the Learned Judicial Magistrate, Keeranur.
6. I submit that defacto complainant and the petitioner had now amicably resolved and settled the disputes with the help of village elders, friends and relatives. Hence the pendency of the charge sheet in C.C. No. 136 of 2023 on the file of the Learned Judicial Magistrate, Keeranur does not serve any purpose.
7. I submit that I am not compelled or coerced for the compromise and out of our own volition settled the matter.
8. I submit that already we have deposed before the Hon'ble Judicial Magistrate, Keeranur as against the 1st accused Gopal and stated that the issue was amicably settled and on this basis the 1st accused was acquitted by the Judgment dated 30.11.2023 in C.C No. 67 of 2018 on the file of the Learned Judicial Magistrate Court, Keeranur.
9. I submit that we had settled the issue out of court amicably and the pendency of the case in C.C. No. 136 of 2023 on the file of the Learned Judicial Magistrate, Keeranur is not going to serve any purpose. Therefore we have filed the quash petition along with the compromise memo before this Hon'ble Court under Section 528 of B.N.S.S.



Crl.O.P.(MD)No.6840 of 2025

WEB COPY

It is therefore prayed that this Hon'ble Court may be pleased to accept the ~~joint~~ compromise memo and quash the proceedings in the Charge sheet in C.C. No. 136 of 2023 on the file of the Learned Judicial Magistrate, Keeranur and pass such further or other orders as this Hon'ble Court may deem fit and proper in the nature and circumstances of this case and thus render justice.

Solemnly affirmed at Madurai
on this the 24th day of April
2025 and the above content is
read out and explained in Tamil
to her and she signed his name
in my presence.

Before me,

[Signature]

Advocate, Madurai

M. Mahesh
Eno 3336/12
130, law chetty
High court
Madurai
886571362

4. The petitioner, namely, Balakumar and the second respondent's wife, namely, Suganthi are present before this Court in person. They are identified by Mr.K.Dharmalingam, Special Sub-Inspector of Police, Keeranur Police Station, Pudukkottai District. The said Suganthi, who is also a victim, confirmed that the defacto complainant also has agreed to compromise the issue with the petitioner.



Crl.O.P.(MD)No.6840 of 2025

WEB COPY

5. In view of the same and considering the nature of the offences and the relationship between the parties, this Court is of the view that no useful purpose would be served by keeping the impugned final report pending trial. Accordingly, the impugned final report in C.C.No.136 of 2023 on the file of the learned Judicial Magistrate, Keeranur, Pudukkottai District, is quashed as against the petitioner and the Criminal Original Petition stands allowed. Consequently, connected Miscellaneous Petition is closed.

11.09.2025

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

Indu

To

- 1.The learned Judicial Magistrate,
Keeranur, Pudukkottai District.
- 2.The Inspector of Police,
Keeranur Police Station,
Pudukkottai District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

7/8



WEB COPY



Crl.O.P.(MD)No.6840 of 2025

SUNDER MOHAN, J.

Indu

Crl.O.P(MD).No.6840 of 2025

11.09.2025