

Crl.O.P.(MD)No.10107 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED : 17.09.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD).No.10107 of 2025

1. K.Esakki @ Esakki Raja
2. Suresh
- 3.Arunkumar
4. Sivasubramaniam
- 5.Ramesh
- 6.Maharaja
7. Shanmugasundaram
8. Vallikannu
9. Mahendran
10. Athilingam
11. P.Selvakumar
12. Rajeswaran
13. P.Gopalakrishnan
14. Sathishkumar
15. Muthukumar
16. Suresh
- 17.Kannan
- 18.Jegatheeshwaran
19. Balamurugan
- 20.Veerasangili

... Petitioners

Vs.

1. The State of Tamil Nadu, represented by,
The Deputy Superintendent of Police,
Thothukudi Rural,
Thoothukudi District.
- 2.The State of Tamil Nadu, represented by,
The Sub Inspector of Police,
Pudukkottai Police Station,
Thoothukudi District.



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(Crime No.207/2025)

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3.Annavi @ Akash

... Respondents

Prayer: Criminal Original Petition is filed under Section 528 of BNSS, 2023, to call for the records relating to the impugned F.I.R. in Crime No.207 of 2025 on the file of the 2nd respondent Police and quash the same.

For Petitioners : Mr.R.Anandha Raj
For R1 & R2 : Mr.K.Sanjai Gandhi
Government Advocate (Criminal side)
For R3 : Mr.S.Sundara Pandian

ORDER

The petitioners seek quashing of the FIR in Crime No.207 of 2025 on the file of the second respondent for the alleged offences under Sections 126(2), 296(b), 115(2), 118(1), 109(1), 351(3) of BNS and Section 3 of the TNPPDL Act & Section 3(1)(r), 3(1) (s) 3(2)(va) of SC/ST (POA) Amendment Act, 2015.

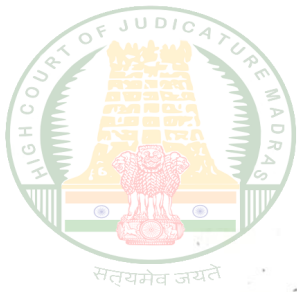
2. The allegation in the FIR is that on 20.04.2025, when the defacto complainant and the other staff were working in the tollgate, the petitioners and other accused who came and caused disturbance to other vehicles near the tollgate; that when the same was questioned by the defacto complainant,



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the petitioners had attacked him and also abused him using filthy language and caused damage to the properties in the tollgate; and thus committed the offence under Sections 126(2), 296(b), 115(2), 118(1), 109(1), 351(3) of BNS and Section 3 of the TNPPDL Act & Section 3(1)(r), 3(1) (s) 3(2)(va) of SC/ST (POA) Amendment Act, 2015.

3. The petitioners and the defacto complainant have now entered into a compromise and decided to give a quietus to the entire dispute. The parties have filed a joint compromise memo dated 17th March, 2025 and the scanned copy of the compromise memo reads as follows:



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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT AT

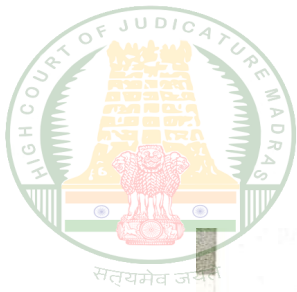
(Criminal Original Jurisdiction)
MADURAI
Crl. O.P (MD) No. 10107/2025

Crime No.207/2025
(On the file of the 2nd respondent police)

01. K.Esakki @ Esakki Raja(M/Age39),
S/o.Karuppasamy,
No.53, Madathur Road,
3rd Mile,
Thoothukudi District.
02. Suresh (M/Age 40),
S/o.Subbiah,
No.2, Kannaki Nagar,
Udaiyarpatti,
Tirunelveli District.
03. Arunkumar,(M/Age 39),
S/o.Shanmugasundaram,
No.13/104, Shanmugapuram,
Kadachapuram,
Muthalur,
Thoothukudi District.
04. Sivasubramaniam (M/Age 43),
S/o.Subbiah,
No.14/19, Sethulakshmi Maharaniapuram,
Therur,
Kanyakumari District.
05. Ramesh (M/Age 46)
S/o.Murugan,
No.1/192, A1, Madhavanpillai Compound,
East Putheri,
Agatheeshwaram,
Kanyakumari District.

1. K. Esakki Raja
2. S. Suresh
3. A. Arunkumar
4. S. Siva Subramaniam
5. M. Ramesh
6. M. Maheswari
7. P. Suresh
8. S. Sathish Kumar
9. M. Mahendran
10. N. Athi Lingam
11. P. Selva Kumar
12. M. Dhanasekaran
13. P. Sathish Kumar
14. M. Sathish Kumar
15. M. Sathish Kumar
16. P. Sathish Kumar
17. V. Kannan
18. M. Jagatheeswaran
19. M. Sathish Kumar
20. M. Sathish Kumar

21. B. Sathish Kumar

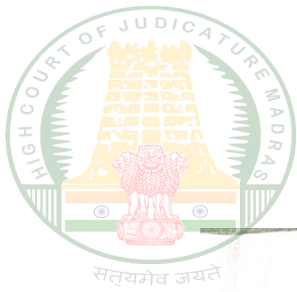


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(2)

06. Maharaja (M/Age 23),
S/o.Muthulingam,
No.13/6, Shanmugapuram,
Kadachapuram,
Muthalur,
Thoothukudi District.
07. Shanmugasundaram (M/Age 34),
S/o.Sudalaimuthu,
No.148/154, Melamalaiyan Street,
Kulasekarapattinam,
Thoothukudi District
08. Vallikannu, (M/Age 48),
S/o.Sivasubbu,
No.3/124, Little Flower Nagar,
Chinnandipalayamway,
Andipalayam,
Thiruppur District.
09. Mahendran,(M/Age 25),
S/o.Madasamy,
No.43, F/3, Sevalvilai 3rd Street,
Krishnapuram,
Kadaiyanallur,
Tenkasi District.
10. Athilingam (M/Age 27),
S/o.Neethiraj,
No.1/171, West Street,
Athanoor,
Ottapidaram Taluk,
Thoothukudi District.
11. P. Selvakumar (M/Age 27)
S/o.Pulpandi,
No.15/88, Melatheru,
Thattarmadam,
Naduvakurichi,
Thoothukudi District.
21. B. Jath
1. K. J. J. J.
2. d. J. J.
3. A. J. J.
4. S. Siva Subramanian
5. M. Ramesh
6. M. Mahalingam
7. J. J.
8. S. S. S. S.
9. M. Mahendran
10. N. Aathi Lingam
11. P. Selvakumar
12. M. M. M. M.
13. P. R. R. R.
14. M. Sathish Kumar
15. M. A. A. A.
16. P. J. J. J. 17. V. Kannan
18. M. Jagatheswarar
19. O. O. O. O.
20. M. M. M. M.



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12. Rajeswaran, (M/age 25)
S/o, Mariappan,
No.1/39, Kunnurway,
Pavalamalaipatti,
Nedungulam,
Virudhunagar District.
13. P.Gopalakrishnan, (M/age 37)
S/.Poolpandi,
Mealmarakkudi Street,
Kulasekarapattinam,
Thoothukudi District
14. Sathishkumar (M/27/2025),
S/o.Murugan,
No.3A/451, Indra Nagar,
3rd Mile,
Thoothukudi District.
15. Muthukumar (M/35/2025),
S/o.Muthukumar,
No.151, Bharathi Nagar,
Type I, Thoothukudi Harbour,
Thoothukudi District.
16. Suresh (M/22/2025),
S/o.Poolpandian,
No.87D-9, Shenbagaramapuram,
Anjugramam,
Kanyakumari District.
17. Kannan (M/23/2025),
S/o.Udaiyar,
No.7/85-1B, Shenbagaramapuram,
Anjugramam,
Kanyakumari District.
18. Jegatheeshwaran (M/23/2025),
S/o.Mariappan,
No.27, Subramaniyar Kovil Street,
Thiruthangal,
Virudhunagar District.

- 3
1. K. Elthumar.
 2. G. E. J.
 3. A. A. J.
 4. S. Siva Subramaniam.
 5. M. Ramesh
 6. M. Mahalingam
 7. J. J.
 8. S. S. S. S. S.
 9. M. Mahendran
 10. N. Dathi Lingam
 11. P. Selvakumar
 12. M. D. D. D. D.
 13. P. G. G. G. G.
 14. M. Sathishkumar
 15. M. M. M. M. M.
 16. P. P. P. P. P.
 17. U. Kannan
 18. M. Jegatheeshwaran
 19. J. J. J. J. J.
 20. M. M. M. M. M.
 21. D. D. D. D. D.



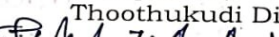
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19. Balamurugan (M/Age 26),
S/o.Arumugam,
No.1/18, West Street,
Kondunallanpatti,
Kadaladi,
Ramanathapuram District.
20. Veerasangili,(M/Age 31),
S/o.Malaiappan,
No.25/23, Pallivasal Street,
Sivaramamangalam,
Srivaikundam Taluk,
Thoothukudi District. ... Petitioners/Accused Rank not Known

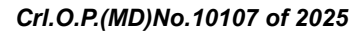
-Vs-

01. State of Tamilnadu,
Rep.by Deputy Superintendent of Police,
Thoothukudi Rural,
Thoothukudi District.
02. State of Tamilnadu
Rep. by The Sub Inspector of Police,
Pudukkottai Police Station,
Thoothukudi District.
Crime No. 207/2025. ...1st & 2nd Respondents/Complainants
03. Annavi @ Akash (M/31/2025)
S/o.Palraj,
No.94/D, Asha Street,
NKP Street,
Palayamkottai,
Tirunelveli District. ... 3rd Respondent/Defacto Complainant

04. R.Babu @ Paramasivan,
No.3/67, Middle Street,
A.Kailasapuram,
Ayyanadaippu,
Korapallam,
Thoothukudi District.
 ... 4th Respondent/Victim

H. J. J. J.

1. K. S. Mah. 7. A. Anj
2. S. Siva Subraman
3. M. Ramash 9. M. Maharaia
4. J. J. 10. S. Srinivasan
5. M. Mahendran 11. M. Sathi Lingam
6. P. Sathakum 12. M. Srinivasan
13. P. Srinivasan
14. M. Sathish Kumar
15. M. Sathish Kumar
16. P. Srinivasan
17. S. Srinivasan
18. M. Jayatharan
19. M. Sathish Kumar
20. M. Sathish Kumar



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02. The petitioners submit that in fact there is no such occurrence was happened on that day as alleged by the prosecution. The petitioners were travelling in the four wheeler and proceeded to Srivaikundam from Thoothukudi, when the car was came near to the tollgate situated in Vagaikulam Village, some of the staffs of the said tollgate behaved rashly against the petitioners as well as general public. Due to that, there was a wordy altercation among the petitioners and staffs of the tollgate in which resulting in registration of this false case against the petitioners. Now the 3rd & 4th respondents have realized their mistake and entered into the

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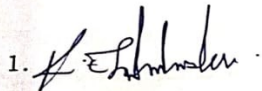
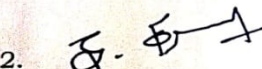
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(6)

compromise with the petitioners with help of the elders. Now the dispute among the parties have been amicably settled. Hence, the 3rd & 4th respondent are having no objection to quash the FIR in crime No.207/2025 dated 20.04.2025 against the petitioners herein. To that effect, they have been prepared joint compromise Memo and the same has also been produced before this Hon'ble court along with the present petition.

03. It is respectfully submitted that after intervention of both parties, the defacto complainant want to give quietus to the entire issue between us. Accordingly, they have entered into compromise. In order to consider their future carrier, they have decided to settle the dispute amicably among themselves. Hence, the defacto complainant and the victim are having no objection to quash the criminal proceedings in Crime Cr.No.207/2025 dated 20.04.2025 for the offences under sections 126(2), 296(b), 115(2), 118(1), 109(1), 351(3) of BNS and section 3 of PPDL Act & section 3(1)(r), 3 (1) (s) 3 (2) (va) of SC/ST (POA) Amendment Act 2015 on the file of the 2nd respondent police and the defacto complainant doesn't want to proceed the case further against the petitioners.

Petitioners/Accused

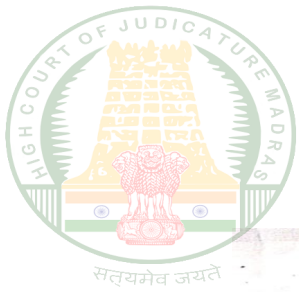
1. 
2. 

3rd Respondent/Defacto Complainant



4th Respondent/Victim

R. Paramasivan



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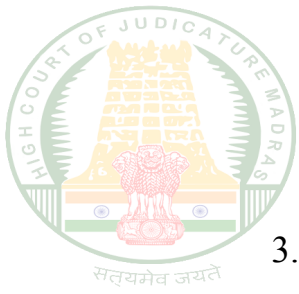
3. J. Ank.
4. S. Siva Subramanian
5. M. Ramesh
6. M. Mahalingam
7. Qunji
8. சி. சிவசுப்ரமணியன்
9. M. Mahalingam
10. N. Aravindhan
11. P. Seka Kumar
12. M. சிவசுப்ரமணியன்
13. P. Coorari

②

14. M. Sathish Kumar
15. M. Sathish
16. P. Sathish
17. U. Kannan
18. M. Jagatheswaran
19. ச. சிவசுப்ரமணியன்
20. M. Sathish Kumar
P. Aravindhan
Counsel for petitioners

S. Sathish Kumar
Counsel for 3rd respondent

Dated at Madurai this is the 17th day of March 2025.



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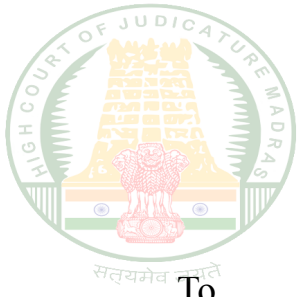
3. The petitioners and the defacto complainant/third respondent (Aadhar No.687051794081) and the victim Paramasivam (Aadhar No. 644794049442) are present before this Court in person. They are identified by Mr.V.Ganapathy, Sub Inspector of Police, Pudukkottai Police Station, Thoothukudi District. All the parties confirmed the compromise arrived at between them.

4. The learned Additional Public Prosecutor would submit that the defacto complainant did not receive any compensation.

5. Considering the above said fact, the nature of the offences and the relationship between the parties, this Court is of the view that no useful purpose would be served in keeping the impugned FIR pending investigation. Accordingly, the impugned FIR in Crime No.207 of 2025 dated 20.04.2025 is quashed and the Criminal Original Petition stands allowed.

17.09.2025

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

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1. The Deputy Superintendent of Police,
Thothukudi Rural,
Thoothukudi District.
2. The Sub Inspector of Police,
Pudukkottai Police Station,
Thoothukudi District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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SUNDER MOHAN, J.

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Crl.O.P(MD).No.10107 of 2025

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