



Crl.O.P.(MD) No.14728 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 15.10.2025

CORAM

THE HON'BLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD) No.14728 of 2024

- 1.Anand
- 2.Pandiyammal
- 3.Arun
- 4.Surya
- 5.Nagaraj
- 6.Pothish @ Pothiraja
- 7.Karthick
- 8.Veerapandi
- 9.Selvam
- 10.Elangovan
- 11.Thenpandi
- 12.Pitchai
- 13.Suresh



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WEB CODE: 14.Sangilipandi

Mahamani @ Mahamuni (died)

... Petitioners

Vs.

1.State of Tamilnadu

Rep. by the Inspector of Police,
Karuppayoorani Police Station,
Madurai District.
(Crime No.311 of 2020)

2.Vellaipandi

... Respondents

PRAYER : Criminal Original Petition filed under Section 528 of Bharathiya Nagarik Suraksha Sanhita, 2023 to call for records pertaining to FIR in Crime No.311 of 2020 dated 16.05.2020 on the file of the first respondent police and quash the same, as against the petitioners.

For P1 to P12 & P14 : Mr.S.Vidhya Sagar

For R1 : Mr.K.Sanjai Gandhi
Government Advocate (Crl. Side)

For R2 : Mr.R.M.Sooraj

ORDER

This Criminal Original Petition has been filed seeking to quash the FIR in Crime No.311 of 2020 on the file of the first respondent police,



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registered against the petitioners for the offences punishable under Sections 147, 148, 294(b), 323, 324, 336, 506(2), 188 & 271 of the Indian Penal Code, 1860 and Section 3 of the Tamil Nadu Public Property (Prevention of Damage and Loss Act) 1992 and Section 3 of the Epidemic Diseases Act, 1897.

2. The allegation in the FIR is that, on account of a previous property dispute, the petitioners attacked the second respondent/defacto complainant and their relatives with rods, wooden logs, stones, and hands, abused them in filthy language, caused damage to an auto, and threatened them with dire consequences, and thus committed the aforesaid offences.

3. Admittedly, the petitioners and the second respondent/defacto complainant belong to the same village and are neighbours. There was a property dispute between them. The parties have now entered into a compromise and decided to give a quietus to the entire dispute. The parties, except the thirteenth petitioner, have filed a joint compromise memo dated 23rd April, 2025. The scanned copy of the compromise memo reads as follows:



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MEMORANDUM OF CRIMINAL ORIGINAL PETITION
(Under Section 528 of B.N.S.S. 2023)
IN THE HIGH COURT OF JUDICATURE AT MADRAS
MADURAI BENCH
(Criminal Original Jurisdiction)
Crl.O.P.(MD)No. 14728 of 2024

In

Crime No.311 of 2020

(On the file of the Inspector of Police,
Karuppayoorani Police Station, Madurai District)

1. Anand, M/31,
S/o. Ganesan
2. Pandiyammal, F/50,
W/o. Ganesan
3. Arun, M/34
S/o. Mahamani
4. Surya, M/27
S/o. Selvam
5. Nagaraj, M/24,
S/o. Selvam
6. Pothish@ Pothiraja, M/19,
S/o. Rajendiran
7. Karthick M/28,
S/o. Selvam
8. Veerapandi, M/27
S/o. Alagu
9. Selvam, M/54,
S/o. Urkavalan

- P1) G. Ananth.
P2) G. Jandigmal.
P3) m. ~~Aravind~~
P4) S. SURYA
P5) P. ~~Pragnas~~
P6) R. ~~Subash~~
P7) S. ~~Pradip~~
P8) A. ~~Veerapandi~~
P9) ~~Aravind~~
P10) P. ~~Pranav~~
P11) m. ~~Pranav~~
P12) G. Pitchai
P13) ~~Aravind~~
- R2) S. ~~Veerapandi~~



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10. Elangovan, M/54,

S/o. Ponnambalam

11. Thenpandi, M/36,

S/o. Mahamani

12. Pitchai, M/37

S/o. Gurusamy

13. Sangilipandi, M/40,

S/o. Narayanan

All are residing at

L. Poolankulam Village,

Andarkottaram,

Madurai District.

....Petitioners/ Accused Nos.1 to 13

-Vs-

1. State :

Rep the Inspector of Police,

Karuppayoorani Police Station,

Madurai District,

(Cr.No.311/2020

...1st Respondent/ Complainant

2. Vellaipandi,

S/o. Subburaman,

Kaliyammal Koil Street,

L.Poolankulam Village,

Andarkottaram,

Madurai District.

...2nd Respondent/Defacto Complainant

P 1) G. Anantha

P 2) G. Pandiammal

P 3) M. Gnanapavan

P 4) S. SURYA

P 5) S. Manojkumar

P 6) P. Gnanapavan

P 7) S. Gnanapavan

P 8) Gnanapavan

P 10) P. Gnanapavan

P 11) M. Thenpandi

P 12) G. Pitchai

P 13) Gnanapavan

P 14) K. Vellaipandi

P 2 -> S. Vellaipandi



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MEMO OF COMPROMISE

[Under section 528 of B.N.S.S. 2023]

The Petitioners above named respectfully beg to submit as follows:

1. The Petitioners above named beg to prefer this Memorandum of Criminal Original Petition praying to quash the FIR in Crime No.311 of 2020 dated 16.05.2020, on the file of the Inspector of Police, Karuppayoorani Police Station, Madurai for the alleged offences under Section 147, 148, 294(b), 323, 324, 336, 506(ii), 188 & 271 of IPC and Section 3 of TNPPDL Act 1999 and Section 3 of EPIDEMIC Disease Act 1897.
2. It is averred in the FIR that due to previous enmity between the 1st petitioner and the defacto complainant/2nd Respondent, the defacto complainant/ 2nd Respondent blocked a common lane hence, all the petitioners said to have assaulted the defacto complainant and her relatives and further they said to have damaged the wind screen of a Auto and threatened her with dire consequences.
3. The Petitioners submit that they never committed any offence as alleged by the 1st Respondent police and hence the said complaint is liable to be quashed.
4. It is submitted that as per the advice of the elders the petition as under the second respondent amicably resolved their dispute and they were entered into compromise.
5. It is submitted that the continuation of first information would be a futile exercise in view of the compromise. Moreover, this Hon'ble court is having ample power to quash the FIR, based on the compromise between the parties.

1) G. Ananth
2) G. Pandiammal
3) M. Suresh
4) S. SURYA
5) S. Suresh
6) B. Suresh
7) S. Karthi
8) S. Suresh

10) P. Suresh
11) M. Suresh
12) G. P. Suresh
13) G. Suresh
14) S. Suresh

R2 → S. Suresh



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Therefore prayed that this Hon'ble Court maybe pleased to accept this Joint Compromise Memo and based on the same the FIR in Crime No.311 of 2020, dated 16.05.2020, on the file of the 1st Respondent police may be quashed and thus render justice.

Dated at Madurai this 23rd day of April, 2025

PETITIONERS/ACCUSED 1 to 13

- 1) G Aranth
- 2) G Pandiammal
- 3) M Jithoo
- 4) S SURYA
- 5) S. Gnana
- 6) B. Lingappa
- 7) S. Karthik.
- 8) A Veerapandi
- 9) Jithoo
- 10) P. Sankar
- 11) M. Then Pandi
- 12) Cr. Pitchai
- 13) A. Muthuswamy

COUNSEL FOR PETITIONERS

S. H. Azhar

2nd RESPONDENT

S. Vellaiyandi

COUNSEL FOR 2nd RESPONDENT

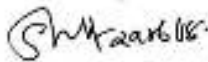
P. M. Sankar



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The present Criminal Original petition in CrL.O.P(MD) No. 14728/2024 was filed for quashing the FIR under the ground of Compromise. There are totally 15 accused persons where arrayed. Among them, one accused named Magamuni has died. Since the above said Criminal Original Petition was filed by the earlier counsel named M.Anbarasan. As of now, we have entered appearance through the present change of Vakalat. Only then, we have noticed the fact that yet another accused named Suresh s/o. Pitchai who was arrayed as Petitioner No.13 in the earlier Compromise Memo petition by the previous counsel. As of now, the said Suresh (A-13) whereabouts was not known by any of the petitioners in this Memo. So, on the reasons stated above, the present Memo of Compromise was filed excluding the said Suresh with the knowledge of the 2nd Respondent. (Defacto Complainant). So, I request to accept this Joint Compromise Memo with this endorsement.


COUNSEL FOR PETITIONERS

DISTRICT : MADURAI
HIGH COURT : MADRAS
MADURAI BENCH

~~Crl.O.P.(MD) No. 14728 of 2024~~



S. VIDHYA SAGAR
(M/S.NO.2986/2018)
S. NIRMAL KUMAR
(M/S.NO.5281/2021)
S. VEL RAJAN
(M/S.NO.4059/2019)
C. NISHANTH PERIYARASU
(M/S.NO.3361/2022)

COUNSELS FOR PETITIONERS
CELL : 91592 57611



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4. Except the thirteenth petitioner, the other petitioners, namely, (1) Anand [Aadhaar No.6720 9150 2782], (2) Pandiyammal [Aadhaar No. 8457 0242 0327], (3) Arun [Aadhaar No.7258 6483 0585], (4) Surya [Aadhaar No.5828 5385 4483], (5) Nagaraj [Aadhaar No.8879 7940 7102], (6) Pothish @ Pothiraja [Aadhaar No.4441 5522 0505], (7) Karthick [Aadhaar No.6814 1625 8127], (8) Veerapandi [Aadhaar No. 3565 6133 4723], (9) Selvam [Aadhaar No.3306 4739 8033], (10) Elangovan [Aadhaar No.7591 9124 7864], (11) Thenpandi [Aadhaar No. 2849 3721 9839], (12) Pitchai [Aadhaar No.9103 7486 8764], (14) Sangilipandi [Aadhaar No.5877 8169 9106] and the second respondent/defacto complainant, namely, Vellaipandi [Aadhaar No.7127 8671 6732] are present before this Court in person. The parties are identified by Mr.M.Murugappa, Special Sub-Inspector of Police, Karuppayoorani Police Station, Maurai District. The second respondent/defacto complainant confirmed that he does not wish to pursue the case against the petitioners, including the thirteenth petitioner; and that the other victims, who are the relatives of the second respondent/defacto complainant, have no objection to the quashing of the FIR.



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5. Considering the nature of the offences and also considering the relationship between the parties, this Court is of the view that no useful purpose would be served by keeping the First Information Report (FIR) pending investigation. Accordingly, the impugned First Information Report (FIR) in Crime No.311 of 2020 on the file of the first respondent police, is quashed. The petitioners shall pay a sum of Rs.5,000/- as costs to the Mediation and Conciliation Centre attached to the Madurai Bench of Madras High Court forthwith and file a photocopy of the receipt along with a memo reporting compliance in the Registry.

6. Hence, this Criminal Original Petition stands allowed.

15.10.2025

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Index: Yes/ No

Neutral Citation: Yes / No

Speaking Order / Non-Speaking Order

Copy To:

- 1.The Inspector of Police,
Karuppayoorani Police Station,
Madurai District.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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SUNDER MOHAN, J.

JEN

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15.10.2025