

Crl.O.P.(MD)No.14069 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.14069 of 2025

Aathisaravanan

... Petitioner/A4

Vs.

1. The State of Tamil Nadu
Rep. by The Inspector of Police,
Devakottai Town Police Station,
Sivagangai District.
Crime No.184/2022

2.PremNavas @ PremNawas

... Respondents

Prayer: Criminal Original Petition is filed under Section 528 of BNSS, 2023, to all for the records pertaining to C.C.No.1 of 2023 pending on the file of Judicial Magistrate, Devakottai and quash the same.

For Petitioner : Mr.S.Balaji Nivas

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

For R2 : Mr.P.Suruli Raja

ORDER

This petition has been filed to quash the Final Report filed for the offence C.C.No.1 of 2023 for the alleged offence under Sections 147, 148, 341, 342, 294(b), 323, 355, 506(2) of IPC and Section 25(1)(a) of the Arms Act.

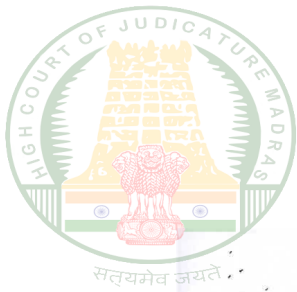


Crl.O.P.(MD)No.14069 of 2025

WEB COPY

2. The allegation in the final report is that the defacto complainant is an Auto driver; that on 19.08.2022 about 08.25 p.m., the petitioner along with other accused waylaid the defacto complainant on account of prior enmity, attacked the defacto complainant with hands and sticks; threatened him using a knife and thus committed the aforesaid offence.

3. Admittedly, the petitioner and the second respondent have now entered into a compromise and decided to give a quietus to the entire dispute. Both of them have filed a joint compromise memo dated 13th August, 2025 and the scanned copy of the compromise memo reads as follows:



WEB COPY



Crl.O.P.(MD)No.14069 of 2025

6

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

Crl.O.P.(MD) No. 14069 of 2025
in

C.C. No. 1 of 2023
(On the file of the Learned Judicial Magistrate,
Devakottai)

Aathisaravanan (M/23),
S/o. Ramachandran,
9/B1, M.M.Nagar,
Ram Nagar,
Devakottai,
Sivagangai District.

--- Petitioner/ Accused No. 4

- Vs. -

1. The State of Tamilnadu,
Rep. by Inspector of Police,
Devakottai Town Police Station,
Sivagangai District.
(Cr.No.184/2022).

---1st Respondent/Complainant

2. Prem Navas @ Prem Nawas,
S/o. Appas,
No.91/76, A. Gandhi Road,
Devakottai,
Sivagnagai District.

--- 2nd Respondent / Defacto-Complainant

Aath

Petitioner/Accused No.4

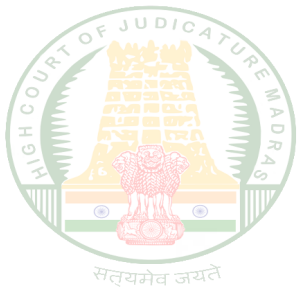
X

2nd Respondent /
Defacto Complainant

Counsel for
Petitioner/Accused No.4

Phu (437/15)

Counsel for 2nd Respondent



Crl.O.P.(MD)No.14069 of 2025

WEB COPY 7

JOINT COMPROMISE MEMO

1. It is respectfully submitted that the present petition is being filed by the petitioner to quash the charge sheet in C.C.No. 1 of 2023 for the alleged offence U/s. 147, 148, 341, 342, 294(b), 323, 355, 506(2) of IPC & 25(1)(a) of Arms Act before the Learned Judicial Magistrate, Devakottai.

2. It is respectfully submitted that the prosecution case is that the defacto complainant is a Auto driver. On 19.08.2022 about 08.25 P.M the petitioner along with other accused waylaid the defacto complainant auto with two female passengers in the occurrence spot. The defacto complainant didn't stopped the auto and tried to move forward, but the accused no.1 stopped the auto and pulled over the defacto complainant and slapped in his face. Further A1 strangle the defacto complainant. Then A2 attacked the defacto complainant with his footwear. The petitioner and A3 held on the back of defacto complainant and told the A5 to attack him with weapons. Hence the defacto complainant approached the 1st respondent police

Acto

Petitioner/Accused No.4

x Perumal

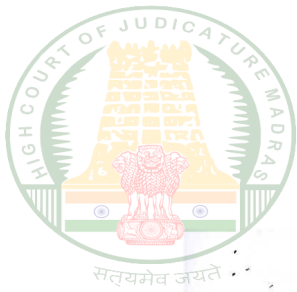
2nd Respondent /
Defacto Complainant

CP 8/8/22

Counsel for
Petitioner/Accused No.4

Perumal (437/15)

Counsel for 2nd Respondent



WEB COPY



Crl.O.P.(MD)No.14069 of 2025

8

on 20.08.2022 and lodged the complaint against the petitioner.

3. It is respectfully submitted that the 1st respondent police registered an FIR in Crime No. 184 of 2022 on 20.08.2022 for the offence U/s. 147, 148, 341, 342, 294(b), 323, 355, 506(2) of IPC & 25(1)(a) of Arms Act against the petitioner and 4 others. The petitioner further submits that on completion of investigation, the 1st respondent police have laid a charge sheet on 23.08.2022 in FR-163/2022 before the Learned Judicial Magistrate, Devakottai and the same was taken on file in C.C.No.1 of 2023 for the alleged offence U/s. 147, 148, 341, 342, 294(b), 323, 355, 506(2) of IPC & 25(1)(a) of Arms Act.

4. It is respectfully submitted that the matter has been compromised between the 2nd Respondent and the Petitioner /Accused No.4 at the intervention of their villagers, family members, elders and well wishers and the matter has been amicably settled among themselves.

5. It is submitted that the 2nd respondent herein is not interested in pursuing the case and as such the entire further exercise of the Investigation would be a futile

Arul

Petitioner/Accused No.4

X

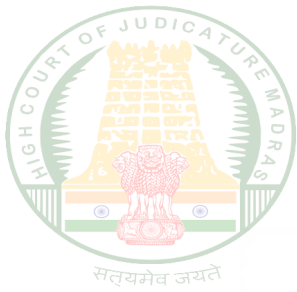
2nd Respondent /
Defacto Complainant

1- 28/8

Counsel for
Petitioner/Accused No.4

Raju (497/15)

Counsel for 2nd Respondent



Crl.O.P.(MD)No.14069 of 2025

WEB COPY

9

exercise. It is submitted that at present the dispute between the parties have been resolved and the compromise arrived at on either side in the present Quash Petition by the parties is genuine and voluntary. It is submitted that both Petitioner / Accused No.4 and 2nd Respondent Being the Welfare of their Future now they arrayed a Compromise

6. It is respectfully submitted that now there is a compromise arrived at between the Petitioner / Accused No.4 and the Defacto Complainant. In view of the above said compromise, the Petitioner / Accused No.4 and the Defacto Complainant had submitted this Joint Compromise Memo to quash the criminal proceedings pending in C.C.No.1 of 2023 pending on the file of the Learned Judicial Magistrate, Devakottai against the petitioner alone. The 2nd Respondent/Defacto Complainant has no objection, if this Hon'ble Court may be pleased to quash the said Impugned Criminal proceedings in C.C.No.1 of 2023 pending on the file of the Learned Judicial Magistrate, Devakottai against the petitioner alone.

Asst

Petitioner/Accused No.4

x

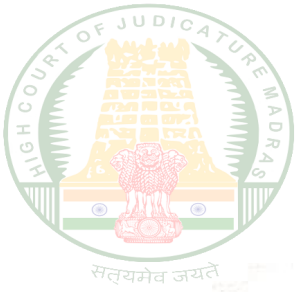
2nd Respondent /
Defacto Complainant

1-08/18

Counsel for
Petitioner/Accused No.4

Dehu (437/15)

Counsel for 2nd Respondent



Crl.O.P.(MD)No.14069 of 2025

WEB COPY

10

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 13th day of August, 2025

It is humbly prayed that this Hon'ble Court may be pleased to quash C.C. no. 1/2023/07 in the file of Judicial Magistrate, Devadurai as against all the accused in C.C. no. 184/2022 before the Respondent Police Defacto Complainant / 2nd Respondent & agree to quash as against all the accused persons.

Counsel for petitioner
17-09-2025

Att
Petitioner/Accused No.4

Counsel for
Petitioner/Accused No.4

Counsel for 2nd Respondent
17-09-2025

2nd Respondent /
Defacto Complainant

Counsel for 2nd Respondent



Crl.O.P.(MD)No.14069 of 2025

4. The petitioner (Aadhar No.6355 9775 7590) and the second respondent (Aadhar No. 5990 7940 5474) are present before this Court in person. They are identified by Mr.S.Krishamoorthy, SSI, Devakottai Town Police Station. Both the parties confirmed the compromise arrived at between them.

5. Though A4 alone filed this quash petition and entered into the compromise, the defacto complainant would submit that the entire charge sheet may be quashed on account of the compromise.

6. In view of the compromise arrived at between the parties and the nature of allegations, the relationship between the parties and the dispute is private in nature, this Court is of the view that no useful purpose will serve in keeping the impugned final report pending in the trial Court. Accordingly, the final report is quashed and this Criminal Original Petition is allowed.

17.09.2025

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



Crl.O.P.(MD)No.14069 of 2025

To

1.The Inspector of Police,
Devakottai Town Police Station,
Sivagangai District.

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



WEB COPY



Crl.O.P.(MD)No.14069 of 2025

SUNDER MOHAN, J.

PJL

Crl.O.P(MD)No.14069 of 2025

17.09.2025