

Crl.O.P.(MD)No.14666 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 08.09.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD).No.14666 of 2025

and

Crl.M.P.(MD).No.11966 of 2025

Baktha Singh

... Petitioner/Accused

Vs.

1. The State of Tamilnadu, Rep.
by the Inspector of Police,
Puthukadai Police Station,
Puthukadai,
Kanniyakumari District.

... 1st Respondent/Complainant

2. Nisha

... 2nd Respondent/Defacto Complainant

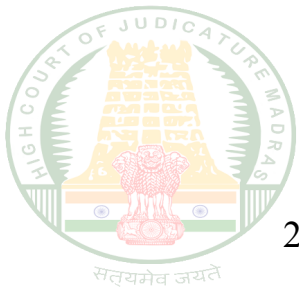
Prayer: Criminal Original Petition is filed under Section 528 BNSS, to call for the records in connection with FIR in Crime No.223 of 2025 dated 22.05.2025 on the file of the respondent Police and quash the same

For Petitioner : Mr.S.Sarvagan Prabhu

For R-1 : Mr.R.M.Anbunithi
Additional Public Prosecutor

ORDER

The petitioner seeks for quashing the impugned F.I.R. in Crime No.223 of 2025 on the file of the first respondent police for the offences under Sections 296(b),118(1) and 351(3) BNS.



2. The allegation against the petitioner is that he abused the defacto complainant in filthy language and had attacked her and thus, he committed the aforesaid offences.

3. The petitioner and the defacto complainant have since arrived at a compromise and had filed a joint compromise memo, by which the second respondent / defacto complainant has agreed to withdraw the complaint and agreed for quashing of the complaint on the basis of the compromise. The Joint Compromise Memo is extracted below:

JOINT COMPROMISE MEMO

1. The petitioner and the 2nd respondent Nisha (*de-facto complainant*) submit that the petitioner filed above Criminal Original Petition before this Hon'ble Court seeking to quash the FIR in Crime No. 223 of 2025, on the file of the Puthukadai Police Station, Kanyakumari District, where the petitioner has been cited as the accused for alleged offences under sections 296(b), 118(1), 351(3) of BNS.



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2. It is humbly submitted that the petitioner and the 2nd respondent are husband and wife. The 2nd respondent had lodged the complaint before the 1st respondent by exaggerating the incident in a spur of moment.

3. It is further submitted that during the pendency of the above said proceedings, at the intervention of the family members, the petitioner and 2nd respondent reconciliation in their matrimonial life, in which an amicable conclusion has been arrived at compromise. Hence the 2nd respondent has agreed to say no objection to quash the present criminal proceedings.

4. The petitioner as well as the 2nd respondent jointly submit that such compromise has taken place purely to settle peace among them and it is purely voluntary by the parties concerned. Hence to avoid further ordeal of further proceedings, they are prepared to be present before this Hon'ble Court, whenever it is required.

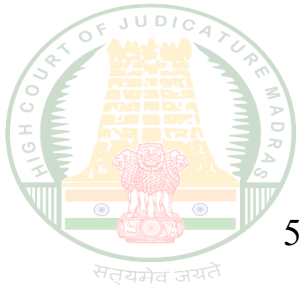
5. This Hon'ble Court, by taking into consideration of the said aspect of the compromise and in the interest of the parties, may leniently look into the present issue, as such the prayer sought by the petitioner may be allowed. This Hon'ble Court and the Hon'ble Apex Court have repeatedly held that no useful purpose will be served in further proceeding with the case, when the case has been settled between the parties.



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6. In the above said circumstances, the Petitioner as well as the 2nd respondent jointly pray that this Hon'ble Court may be pleased to accept this Joint Compromise Memo and quash the FIR in Crime No. 223 of 2025 dated 22.05.2025, on the file of the Puthukadai Police Station, Kanyakumari District, and pass such other necessary orders as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case and thus render justice.

4. The said compromise memo is taken on record. The second respondent is present in person, who is identified by Mr.K.William, SS.I, Puthukadai Police Station. She confirms the compromise entered into between her and the petitioner.



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5. In view of the same, no useful purpose would be served in keeping the investigation pending. Accordingly the impugned F.I.R. in Crime No.223 of 2025 is hereby quashed, in terms of the joint compromise memo.

6. This Criminal Original Petition is allowed. Consequently, connected Miscellaneous Petition is closed.

08.09.2025

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

To

- 1.TheInspector of Police,
Puthukadai Police Station,
Puthukadai,
Kanniyakumari District.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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SUNDER MOHAN, J.

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