



Crl.O.P.(MD) Nos.19906 of 2024 & 11244 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 15.10.2025

CORAM

THE HON'BLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD) Nos.19906 of 2024 & 11244 of 2023

and

CrI.M.P.(MD) No.8898 & 8901 of 2023

1.Suresh

2.Saraswathi

... Petitioners in Crl.O.P.
(MD) No.19906/2024

1.Kumaravel @
Kumaravel Cheriyan Nadar

2.Geetha Krishnan @
Geetha Krishnan Kumaravel

3.Abinesh

... Petitioners in Crl.O.P.
(MD) No.11244/2023

Vs.

1.The State of Tamil Nadu rep. by
The Inspector of Police,
Nithiravilai Police Station,
Kanyakumari District.
(Crime No.45 of 2021)

2.Y.Prathap Singh

... Respondents in both
Crl.O.Ps.



Crl.O.P.(MD) Nos.19906 of 2024 & 11244 of 2023

COMMON PRAYER : Criminal Original Petitions filed under Section 528 of Bharathiya Nagarik Suraksha Sanhita, 2023 to call for records pertaining to the charge sheet in C.C.No.14 of 2023 on the file of the learned Judicial Magistrate, Valliyoor, Tirunelveli District and quash the same as illegal as against the petitioners.

For Petitioners in Crl.O.P.
(MD) No.19906/24 : Mr.C.K.M.Appaji

For Petitioners in Crl.O.P.
(MD) No.11244/23 : Mr.J.Pandi Dorai

For R1 in both Crl.O.Ps. : Mr.K.Sanjai Gandhi
Government Advocate (Crl. Side)

For R2 in Crl.O.P.
(MD) No.19906/24 : Mr.R.Mohana Sundaram

For R2 in Crl.O.P.
(MD) No.11244/23 : Mr.D.Venkatesh

COMMON ORDER

These Criminal Original Petitions have been filed seeking to quash the final report in C.C.No.14 of 2023 on the file of the learned Judicial Magistrate, Valliyoor, Tirunelveli District, filed against the petitioners for the offences punishable under Sections 294(b), 336, 447 and 506(2) of the Indian Penal Code, 1860.



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2. The allegation in the final report is that, on account of prior enmity between the second petitioner in Crl.O.P.(MD) No.19906 of 2024/A2 and the second respondent/defacto complainant, the petitioners in Crl.O.P.(MD) No.19906 of 2024/A1 and A2 abused the second respondent/defacto complainant and his father in filthy language, attacked the second respondent/defacto complainant with stones, committed the offence of criminal intimidation, and thus committed the aforesaid offences. It is seen from the final report that the names of the petitioners in Crl.O.P.(MD) No.11244 of 2023 have been deleted from the final report.

3. Admittedly, the second petitioner in Crl.O.P.(MD) No.19906 of 2024 and the second respondent belong to the same village, and the first petitioner in Crl.O.P.(MD) No.19906 of 2024 is related to the second petitioner in Crl.O.P.(MD) No.19906 of 2024. The parties in Crl.O.P. (MD) No.19906 of 2024 have now entered into a compromise and decided to give a quietus to the entire dispute. The parties in Crl.O.P.(MD) No. 19906 of 2024 have filed a joint compromise memo dated 19th March, 2025. The scanned copy of the compromise memo reads as follows:



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Crl.O.P.(MD) Nos.19906 of 2024 & 11244 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS
MADURAI BENCH

(Criminal Original Jurisdiction)

Crl. O.P. (MD) No.19906 of 2024
in

CC No. 14 of 2023
(on the file of the Judicial Magistrate, Valiyoor)

1. Suresh, M/28,
S/o.Dhas,
7/181-C, Kovilvilai,
Kanjampuram Post,
Kanyakumari District.

2. Saraswathi, F/45,
W/o. Vijayan,
Thevalanji Vilai Veedu,
S.T. Mangad Post,
Kanyakumari District.

...Petitioners/ Accused No. 1 & 2

-vs-

1. The State of Tamil Nadu,
Rep. by the Inspector of Police,
Nithiravilai,
Kanyakumari District.
(Crime No. 45 of 2021)

...1st Respondent/Complainant

Petitioners

1. *[Signature]*
2. *[Signature]*

Respondent

2. *J. Prachap Singh*

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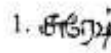
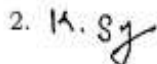
Crl.O.P.(MD) Nos.19906 of 2024 & 11244 of 2023

2. Y.Prathap Singh,
S/o. Yesudhas,
2-48, Vaduvor Thottam,
Vavarai
S.T Mangad Post,
Kanyakumari District.2nd Respondent/Defacto Complainant

JOINT COMPROMISE MEMO

1. It is submitted that on 06.03.2021, 1st Respondent registered a case against the Petitioners/Accused in crime No.45 of 2021 for the offense under Section 147, 148, 447, 294(b), 336 and 506(ii) of IPC, 1860 on the strength of my complaint. The allegation found in the F.I.R. is that the 2nd respondent is an practicing Advocate. Due to previous enmity, on 06.03.2021 at about 07.00 a.m., While the defacto complainant, along with his father doing agricultural activities at Sirupalanji Ilangam temple property. The petitioners along with three others trespassed into the property and assaulted the defacto complainant with sticks. On seeing them, the defacto complainant ran to his house; but all the accused chased him, threw stones and caused injury to the defacto complainant and threatened his life. After investigation, the 1st respondent police filed a chargesheet in CC No. 138 of 2021 on the file of Judicial Magistrate No.II, Kuzhithurai under sections 294(b), 336, 447 and 506(ii) of IPC, 1860. The case was then transferred to Judicial Magistrate, Valiyoor and renumbered as CC No. 14 of 2023, which is pending for trail.
2. It is submitted that we are neighbours and now we come forward voluntarily to amicably settle the disputes prevailing between us. We have decided to keep harmony to enable us to live in peace and love.

Petitioners

1. 
2. 

Respondent

2. 



Crl.O.P.(MD) Nos.19906 of 2024 & 11244 of 2023

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3. It is submitted that the 2nd respondent has agreed to withdraw the charge sheet in CC No. 14 of 2023 on the file of Judicial Magistrate, Valiyoor. Thus, the Joint Compromise Memo is filed before this Honourable Court by both parties to record the same and quash the charge sheet in CC No. 14 of 2023 on the file of Judicial Magistrate, Valiyoor.

It is, therefore, prayed that this Hon'ble Court may be pleased to record the Joint Compromise memo and quash the Charge Sheet in CC No. 14 of 2023 on the file of Judicial Magistrate, Valiyoor and thus render justice.

Dated at Kuzhithurai, this the 19th day of March, 2025

Petitioners

1. Suresh
2. K. Sy

Respondent

2. Y. Prachap Singh

(200/2007)
CP Nimal

Counsel for Petitioners

(3266/09)
R. Mohana Sundaran

Counsel for Respondent No. 2

4. The petitioners in Crl.O.P.(MD) No.19906 of 2024, namely, (1) Suresh [Aadhaar No.8434 7932 1701], (2) Saraswathi [Aadhaar No.6585



Crl.O.P.(MD) Nos.19906 of 2024 & 11244 of 2023

5903 1366] and the second respondent/defacto complainant, namely, Prathapsingh [Aadhaar No.7616 6545 8907] are present before this Court in person. The parties are identified by Mr.Selvaraj, Special Sub Inspector of Police, Nithiravillai Police Station. All the parties confirmed the compromise arrived at between them.

5. Since the petitioners in Crl.O.P.(MD) No.11244 of 2023 are not accused in the final report, Crl.O.P.(MD) No.11244 of 2023 is misconceived.

6. In view of the same, 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.14 of 2023 on the file of the learned Judicial Magistrate, Valliyoor, Tirunelveli District, is quashed. The petitioners in Crl.O.P.(MD) No.19906 of 2024 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.



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7. Accordingly, Crl.O.P.(MD) No.19906 of 2024 is allowed, and Crl.O.P.(MD) No.11244 of 2023 is disposed of. Consequently, the connected Miscellaneous Petitions are closed.

15.10.2025
(3/3)

JEN

Index: Yes/ No

Neutral Citation: Yes / No

Speaking Order / Non-Speaking Order

Copy To:

- 1.The Judicial Magistrate No.II,
Kuzhithurai, Kanyakumari District.
- 2.The Inspector of Police,
Nithiravilai Police Station,
Kanyakumari District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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Crl.O.P.(MD) Nos.19906 of 2024 & 11244 of 2023

SUNDER MOHAN, J.

JEN

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15.10.2025

(3/3)