

Crl.O.P.(MD)No.14892 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 17.09.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD)No.14892 of 2025

1.Kumar @ Rajakumar

2.Paulmathi

... Petitioners

Vs.

1.The State of Tamilnadu,
Rep. by its The Inspector of Police,
Rajakkamangalam Police Station,
Kanyakumari District.
(Crime No.7 of 2025)

2.Santhiya

3.Sumitha

... Respondents

Prayer: Criminal Original Petition is filed under Section 528 of BNSS, 2023,
to call for the records in Crime No.7 of 2025 on the file of 1st respondent
police and quash the same as against the petitioners.

For Petitioners : Mr.P.T.Ramesh Raja

For R1 : Mr.K.Sanjai Gandhi
Government Advocate (Criminal side)

For R2 & R3 : Mr. P.Suresh



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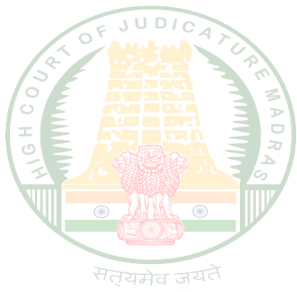
ORDER

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This petition has been filed to quash the FIR in Crime No.7 of 2025 on the file of 1st respondent police filed for the offence under Sections 296(b), 115(2), 351(2) and 91 of BNS Act, 2023 and Section 4 of the TNPHW Act.

2. The allegation in the FIR is that the on 07/01/2025 at about 07:00 p.m., the first petitioner who resides near the complainant's house under the influence of alcohol, abused the complainant's mother-in-law; that the defacto complainant, who was 2 ½ months pregnant, intervened in the argument between her mother-in-law and the petitioner; that the defacto complainant and the second petitioner, who is the wife of the first petitioner, attacked the defacto complainant and abused her in filthy language and thus committed the aforesaid offence.

3. The petitioners and the 2nd & 3rd respondents who are neighbours, 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 20th June, 2025 and the scanned copy of the compromise memo reads as follows:



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

Crl.O.P. No. 14892 of 2025

**In
Crime No. 7 of 2025
(On the file of 1st respondent police)**

1) Kumar @ Rajakumar (M/54)
S/o. Kasi Thangam,

2) Paulmathi (F/46),
W/o. Rajakumar,

Both are residing at
No.7-191, Melatharavilai,
Erumbukadu Post,
Kanyakumari District.

... Petitioners/Accused No.1 and 2

-Vs-

1. The State of Tamil Nadu
Rep by its
The Inspector of Police,
Rajakkamangalam Police Station,
Kanyakumari District.
(Crime No. 7 of 2025) ... 1st Respondent / Complainant

2. Santhiya,
W/o. Ratheesh,
7/12D, Mela Tharavilai,
Erumbukadu Post,
Kanyakumari District.
... 2nd Respondent / Defacto Complainant

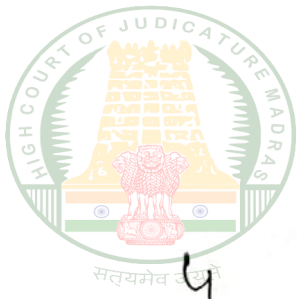
3. Sumitha,
7/12D, Mela Tharavilai,
Erumbukadu Post,
Kanyakumari District. ... 3rd Respondent/Victim

Petitioners

1- K. Rajakumar
2- C. Paulmathi

Respondents 2 and 3

R 2 - S. Santhiya
R 3 - K. Sumitha



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JOINT COMPROMISE MEMO FILED BY BOTH PARTIES

1. It is submitted that on the basis of the complaint lodged by the 2nd respondent, a case has been registered against the petitioners in Crime No.7 of 2025 for the offenses under sections 296(b), 115(2) and 351(2), 91 of BNS, 2023 and section 4 of TNPHW Act pending on the file of the 1st respondent Police.

2. The petitioners and the respondents 2 and 3 are residing in the same street and neighbors also. There was a wordy quarrel between them and that lead to registration of case. After filing of FIR, the elders of both parties intervened and advised them to settle their dispute amicably. Accordingly, the petitioners and the respondents 2 and 3 have entered into a compromise and agreed to close the case on both sides. As a result, the 2nd and 3rd respondents have agreed to say no objection to close the prosecution initiated against the petitioners.

3. It is submitted that since the dispute is settled between the parties, no useful purpose would be served if the prosecution is allowed to continue. The offenses mentioned in the FIR are compoundable in nature and in view of the above compromise the 2nd and 3rd respondent have no objection to quash the charge sheet pending against the petitioners in Crime.No.7 of 2025 pending on the file of respondent police. In such a circumstance, unless the above criminal case pending against the petitioners is quashed the petitioners would be put into irreparable loss and severe hardship.

P1. *[Signature]*
P2. *[Signature]*
Petitioners

R2. *[Signature]*
R3. *[Signature]*
Respondents 2 and 3



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4. The petitioners namely, Kumar (Aadhar No.7659 3828 3842), Paulmathi (Aadhar No.4566 3581 8856) and the defacto complainant/2nd respondent(Aadhar No.8729 4781 5966) and victim/3rd respondent (Aadhar No.4365 9829 8559) are present before this Court in person. They are identified by Mr.T.Nagarajan, Head Constable 677, Rajakkamangalam Police Station, Kanyakumari District. All the parties confirmed the compromise arrived at between them.

5. In view of the compromise arrived at between the parties and the nature of allegations and the relationship between the parties, this Court is of the view that no useful purpose will be served 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
PJJ

To
1. The Inspector of Police,
Rajakkamangalam Police Station,
Kanyakumari District.



Crl.O.P.(MD)No.14892 of 2025

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

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SUNDER MOHAN, J.

PJL

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