



CRL OP(MD). No.15579 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 18.09.2025

CORAM

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

CRL OP(MD). No.15579 of 2025

1. Vetrivel @ Vetri
2. Chandru

... Petitioners

Vs.

1. The State of Tamil Nadu,
The Inspector of Police,
Authoor Police Station,
Thoothukudi District.
(Crime No.46 of 2023).

2. R.Erataimuthu @ Rettai Muthu
3. T.Karthick @ Karthi

... Respondents

PRAYER :- Criminal Original Petition is filed under Section 528 of BNSS, 2023, to call for records and to quash the C.C.No.232 of 2023 on the file of the Judicial Magistrate, Tiruchendur, Thoothukudi District and quash the same.

For Petitioners : Mr.J.Yesu Subananth

For Respondents : Mr.R.M.Anbunithi,
Additional Public Prosecutor for R1

: Mr.S.Pandiyaraj, for R2 & R3



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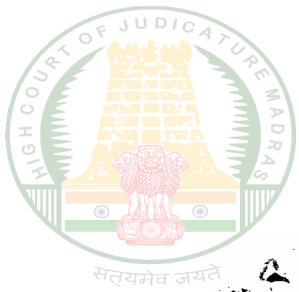
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ORDER

The petitioners seek to quash the final report in C.C.No.232 of 2023 on the file of the Judicial Magistrate, Tiruchendur, Thoothukudi District, which was filed for the offences under Sections 294(b), 323, 324 and 506(ii) I.P.C.

2. The allegation in the final report is that due to previous enmity, the petitioners abused the defacto complainant and his relative in filthy language and also attacked them with knife and thus, committed the aforesaid offence.

3. Admittedly, the petitioners and the respondents 2 and 3 belong to the same village and they 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 Nil February 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.(MD) No. 15579 of 2025

In

CC. No. 232 of 2023

(On the file of the Judicial Magistrate, Tiruchendur)

1. Vetrivel @ Vetri (Age 25/25)
S/o. Sekar @ Guna sekar
11/9D, North Street,
Kela Keeranoor, Authoor,
Thoothukudi District

2. Chandru (Male /Age- 23/25)
S/o. Sekar @ Guna sekar
11/9D, North Street,
Kela Keeranoor, Authoor,
Thoothukudi District

... Petitioners/ Accused 1 & 2

-Vs-

1. The state of Tamil nadu
The Inspector of Police,
Authoor Police Station,
Thoothukudi District
(Cr.No.46 of 2023)

... 1st Respondent/Complainant

2. R. Erataimuthu @ Rettai muthu (Male /Age- 28/25)
S/o. Rajendran
9/11, North Street,
Keeranoor, Authoor,
Thoothukudi District

... 2nd Respondent/Defacto- Complainant

3. T. Karthick @ karthi (Male/Age-25/25)
S/o Thangamuthu
13/94, Kela Street,
Keeranoor, Authoor ,
Thoothukudi District

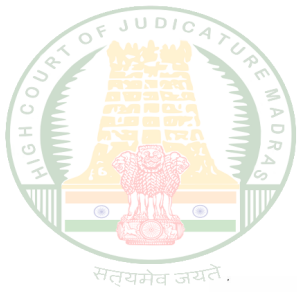
... 3rd Respondent/Victim

Letu m. utri ul

Cr. No. 46 of 2023
S. E. S. S. S.

Obcm R. E. S. S. S.
aniraj. g. s. s. s.

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JOINT COMPROMISE MEMO

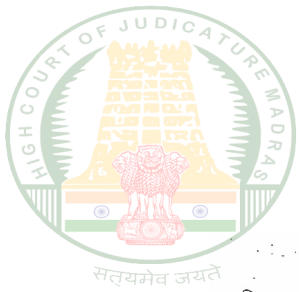
1. The prosecution case is that on 26.03.2023 at 08.45 pm while the defacto complainant and his relative one karthick were standing near Madasamy Temple at the time the first petitioner came on bike and scolded the defacto complainant for the standing middle on the road and went to Keekaranur, after few minutes he was came along with his mother in his bike at the time the defacto complainant and one karthi stopped and asked him why did he scold them, in turn the said Vetrivel scolded them by stating that he will come after drop his mother, then the 2nd Petitioner who is a brother of 1st petitioner came to spot and scolded the defacto complainant and said karthick at that time the said Vetrivel also came to the spot, wherein 2nd petitioner took a knife and attacked the defacto complainant, hence the defacto complainant sustained injuries in his right leg's finger, again 2nd petitioner beaten the defacto complainant by backside of the knife, the 1st petitioner beaten the Karthick, After shouted by the near by persons the Petitioner's fled away from the scene of Occurrence, Hence the respondent police registered a case against the petitioners in Cr.No.46 of 2023 under sections 294(b), 323, 324 and 506 (ii) of IPC.

2. It is submitted that there was a mutual understanding has arisen between the petitioners and Defacto-Complainant. The Petitioners and Defacto- Complainant , Victim are residing in same locality and we have entered into a compromise. Hence there is no need of further CC.No. 232 of 2023 in under section 294(b), 323, 324 and 506(2) of IPC on the file of

Yem. M. Vetrivel
S. S. S. S. S.
S. S. S. S. S.

anm - R. S. S. S. S.
anm - R. S. S. S. S.

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the Judicial Magistrate Court, Tiruchendur, Thoothukudi District
No useful purpose will be served in continuing with the criminal
proceedings and for any reason if the criminal proceedings are
allowed to continue that will cause great hardship and
inconvenience and this Hon'ble Court may be pleased to pass
suitable orders and thus render justice..

vern' M. udhivel

unm
S. S. S. S.

Dr. R. S. S. S.
20/08/2025

Petitioners

2nd & 3rd respondents

J. Y. S.

S. P. S.

Counsel for petitioners

Counsel for 2nd & 3rd Respondents

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4. The petitioners and the respondents 3 and 4 are present before this Court in person. They are identified by Mr.S.Kalaiselvan, Special Sub Inspector of Police, Aviyoor Police Station, Virudhunagar District. All the parties confirmed the compromise arrived at between them.

5. In view of the same and 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.232 of 2023 on the file of the Judicial Magistrate, Tiruchendur, Thoothukudi District, is quashed and the Criminal Original Petition stands allowed. The petitioners shall pay a cost of Rs.5000/- (Rupees Five Thousand only) to the High Court Legal Services Authority attached to this Bench.

18.09.2025

NCC : Yes / No
Index : Yes / No
LS



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TO

1. The Judicial Magistrate,
Tiruchendur,
Thoothukudi District.
2. The Deputy Superintendent of Police,,
Tiruchendur,
Thoothukudi District..
2. The Inspector of Police,,
Authoor Police Station,
Thoothukudi District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Copy to:

The officer Incharge
The High Court Legal Services Authority
Madurai Bench of Madras High Court,
Madurai



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SUNDER MOHAN,J.

LS

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