



CRL OP(MD). No.15710 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

Dated : 19.09.2025

CORAM

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

Crl.O.P(MD). No.15710 of 2025

1. Mohamed Fathima
2. Thameem Ansari @ Thammemul Ansari
3. Kala @ Kalavathi

... Petitioners

Vs.

1. The State of Tamil Nadu,
Rep. by the Inspector of Police,
Uthamapalayam Police Station,
Theni District.
Crime No .189/2024.

2. Rajathi,

... Respondents

PRAYER :- Criminal Original Petition is filed under Section 528 of BNSS, 2023, to call for the records in Crime No. 189 of 2024 on the file of the respondent police and quash the same.

For Petitioners : Mr.M.Manimuthu

For Respondents : Mr.R.M.Anbunithi,
Additional Public Prosecutor for R1
: Mr.G.Raghul for R2



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ORDER

The petitioners seek for quashing of the FIR in Crime No. 189 of 2024 on the file of the first respondent for the alleged offences under Sections 294(b), 323, 506 (i) IPC and Section 4 of TNPHW Act, 2002.

2. The allegation in the F.I.R is that on account of prior dispute, the petitioners had attacked the defacto complainant with hands, abused her in filthy language and thus committed the offence.

3. The petitioners and the second respondent have now entered into a compromise and decided to give a quietus to the entire dispute. The parties have filed a joint compromise memo and the affidavit of the second respondent dated 18th September 2025 and the scanned copy of the compromise memo reads as follows:



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**IN THE HIGH COURT OF JUDICATURE MADRAS
AT MADURAI BENCH**

(Criminal Original Jurisdiction)

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

1. Mohamed Fathima F/ 27 years,
W/o. Sagubar Sathik ,
No. 4-20, Karuppasamy Kovil Street,
Uthamapalayam,
Theni District.
2. Thameem Ansari @ Thameemul Ansari M/46 years,
S/o.Muhammed Anifa
No.28/15, Mariyamman Kovil Street,
Uthamapalayam
Theni District.
3. Kala @ Kalavathi F/36 years,
C/o. Karthik
No. W/10, Water Tank Street,Pudur,
Uthamapalayam
Theni District.

...Petitioners

-Vs-

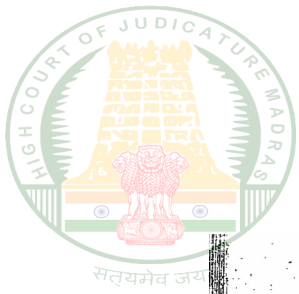
1. The State of Tamilnadu Rep. by
The Inspector of Police,
Uthamapalayam Police Station,
Theni District
(Crime No. 189 of 2024)
2. Rajathi
W/o. Nazeer Ahamed,
No. 9(2) First Street Cumbaum Mettu Colony,
Uthamapalayam, Cumbum,
Theni District.

...Respondents

AFFIDAVIT OF 2nd RESPONENT

I, Rajathi, Wife of Nazeer Ahamed, aged about 53 years, residing at 9(2) 1st Street Cumbaum -Mettu Colony, Uthamapalayam, Cumbum, Theni District now temporarily come down to Madurai, do hereby solemnly affirm and sincerely state as follows:-

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1. I am the 2nd Respondent herein and as such I am well acquainted with the facts of the case and I am competent to swear this affidavit.

2. I Submit that I am residing in the above address. I submit that the Petitioner filed the above Criminal Original Petition for quashing of the FIR No: 189 of 2024 on the file of the 1st Respondent. The facts in brief arising out of filing this petition is as follows.

3. I submit that on the basis of the complaint lodged by me the 1st Respondent registered the case as against the Petitioner and others at the instance of the 2nd Respondent the above said case was registered for the offence Under Sections 294 (b), 323 and 506 (i) of IPC and Sec 4 of Tamilnadu Prohibition of Harassment of Women Act 2002 dated 22.06.2024.

4. I submit that, in lieu of mediation effected, myself and the Petitioners have arrived at a consensus to resolve the dispute between us and the compromise has been taken place purely with an intention to settle among us and it is purely voluntary by me and Joint Compromise Memo also filed to that effect. I submit that I am not having any objections for allowing the above Criminal Original Petition.

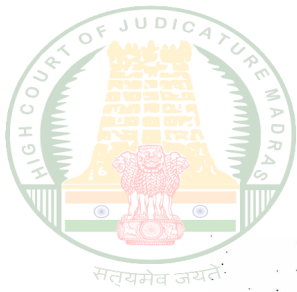
Therefore it is prayed that this Hon'ble Court may be pleased to record my no objections for allowing the above Criminal Original Petition Crl.O.P(MD) No 15710 of 2025 and to pass such further or other orders as this Hon'ble Court may deem fit and proper in the circumstance of the case and thus render Justice.

Solemnly affirmed at Madurai this the }
day of 15th Sep 2025 and the contents of this }
affidavit were read out to the deponent in }
Tamil who understood the same put his }
signature in my presence }

BEFORE ME

ADVOCATE MADURAI

25/6/25
P. B. S. Prasad
Adv. Law College
Madurai
ne abothalachen
26/8/2025



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IN THE HIGH COURT OF JUDICATURE MADRAS AT
MADURAI BENCH

(Criminal Original Jurisdiction)

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

In

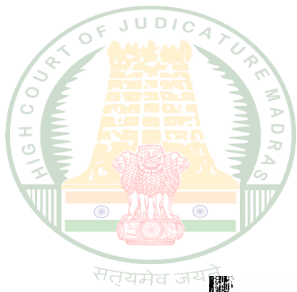
Crime. No. 189 of 2024

(On the file of the 1st Respondent Police)

1. Mohamed Fathima F/ 27 years,
W/o. Sagubar Sathik ,
No. 4-20, Karuppasamy Kovil Street,
Uthamapalayam,
Theni District.
 2. Thameem Ansari @ Thameemul Ansari M/46 years,
S/o.Muhammed Anifa
No.28/15, Mariyamman Kovil Street,
Uthamapalayam
Theni District.
 - 3: Kala @ Kalavathi F/36 years,
C/o. Karthik
No. W/10, Water Tank Street,Pudur,
Uthamapalayam
Theni District.
- ...Petitioners/ Accused No. 1 to 3
- Vs -
1. The State of Tamilnadu Rep. by
The Inspector of Police,
Uthamapalayam Police Station,
Theni District
(Crime No. 189 of 2024) ...1st Respondent/Complainant
 2. Rajathi
W/o. Nazeer Ahamed,
No. 9(2) First Street Cumbaum Mettu Colony,
Uthamapalayam, Cumbum,
Theni District. ...2nd Respondent/ Defacto Complainant

- 1) A. Mohamed Fathima
- 2) Thameemul Ansari
- 3) K. Kalavathi

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JOINT COMPROMISE MEMO

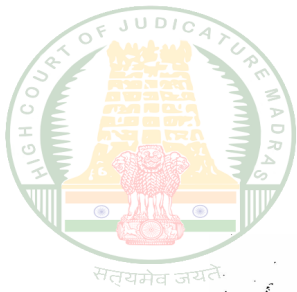
- 1 The Petitioners and the 2nd Respondent submit that at the instance of the 2nd Respondent the above said was registered for the offence U/s. 294 (b), 323 and 506 (i) of IPC and Sec 4 of Tamilnadu Prohibition of Harassment of Women Act 2002 dated 22.06.2024.
1. The Petitioners submit that the 2nd Respondent voluntarily came forwarded to have an amicable settlement, as a result of which the present Compromise Memo for quashing the above said case.
2. The Petitioners and the 2nd Respondent further submit that during the pendency of the FIR, at the intervention of the elders, both the parties have sat together, in which an amicable conclusion has been arrived at and as one part of a conclusion, the 2nd Respondent has agreed to say no objection for the purpose of quashing the present criminal proceeding.
3. The Petitioner as well as the 2nd Respondent jointly submits that such compromise has been taken place purely with an intention to settle his among them and it is purely voluntary by the parties concerned. Hence, in order to avoid further ordeal of trial before the Trial Court, they are preferred to be present before this Hon'ble Court whenever it is required.
4. This Hon'ble Court by taking into consideration of the above said aspects with regard to the compromise and in the interest of the parties, can leniently look into the present issue, as such permission for Compromise Quash sought for by the Petitioners can be allowed.

1) A. Mohanath Fathima

2) M. Shanmugam

3) C. Shanmugam

7/7/2025



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Therefore, it is prayed that this Hon'ble Court may be pleased to accept the present Joint Compromise Memo and Quash the FIR in Crime No. 189 of 2024 on the file of the 1st Respondent Police herein, pursuant to the compromise arrived at by the parties and pass such further or other orders of this Hon'ble High Court may deem fit and proper in the circumstances of the case and thus render justice.

Dated at Madurai on this the day of Sep 2025

M. Anis
10/8/22

Counsel for the Petitioners

- 1) A. Mohamed Fathima
- 2) M. Chandra
- 3) K. K. K.

Petitioners

G. Raj 18/8/15

Counsel for the 2nd Respondent

புதுக்கோட்டை

2nd Respondent /
Defacto Complainant



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3. The petitioners and the second respondent (Aadhaar No.7970 4870 1720) are present before this Court in person. They are identified by M/s.R.Jeyasudha, Special Sub Inspector of Police, Uthamapalayam Police Station, Theni District. All the parties confirmed the compromise arrived at between them.

4. The learned Additional Public Prosecutor would submit that the investigation was completed and the charge sheet filed and the same was taken on file as C.C.No.493 of 2025 on the file of the Judicial Magistrate, Uthamapalayam, on the very same allegations and the offences.

5. 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 FIR and the subsequent final report pending. Accordingly, the impugned FIR in Crime No.189 of 2024 and the subsequent final report in C.C.No.493 of 2025 on the file of the Judicial Magistrate, Uthamapalayam, is quashed and the Criminal Original Petition stands allowed.

19.09.2025

NCC : Yes / No
Internet : Yes/ No
LS



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TO

1. The Judicial Magistrate,
Uthamapalayam
2. The Inspector of Police,
Uthamapalayam Police Station,
Theni District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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CRL OP(MD). No.15710 of 2025

SUNDER MOHAN,J.

LS

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19.09.2025