



CRL OP(MD). No.15834 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 25/09/2025

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THE HONOURABLE MR. JUSTICE SUNDER MOHAN

CRL OP(MD). No.15834 of 2025

M.Karthi @ Karthikeyan

... Petitioner

Vs

1. The State of Tamil Nadu,
Rep. by the Inspector of Police,
Nachiyarkoil Police Station,
Thanjavur District.
(Crime No.98/2023).

2. Sivakumar

... Respondents

Prayer : Criminal Original Petition filed under Section 528 of BNSS,
to call for the records in C.C.No.796 of 2023 on the file of the learned
Judicial Magistrate No.II, Kumbakonam, Thanjavur District and quash
the charge sheet.

For Petitioner : Mr.K.Vijayan

For R1 : Mr.K.Sanjai Gandh,
Government Advocate (Crl.Side)

For R2 : Mr.K.Durai Pandian



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ORDER

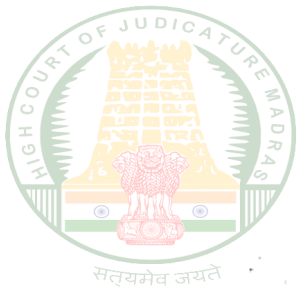
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The petitioner seeks to quash the impugned charge sheet in C.C.No.796 of 2023 on the file of the learned Judicial Magistrate No.II, Kumbakonam, Thanjavur District, which was filed for the offences under Sections 387 and 506(2) of IPC.

2.The allegation against the petitioner is that he compelled the defacto complainant to register the property in his name and also threatened him with dire consequences and thus, committed the aforesaid offences.

3.The learned counsel for the petitioner and the learned counsel for the defacto complainant/second respondent would submit that the parties have now entered into a compromise on the advise of the elders and well-wishers and both the parties have agreed that the impugned charge sheet may be quashed.

4.The parties have also filed a joint compromise memo. The scanned copy of the compromise memo reads as follows:



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MEMORANDUM OF GROUNDS OF CRIMINAL ORIGINAL PETITION
(Under Section 528 of BNES, 2023 & Sec. 482 of Cr.P.C.)

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

Cr.O.P.(MD) No. 15834 of 2025

Against

C.C.No.796 of 2023

(On the file of the Learned Judicial Magistrate No.II, Kumbakonam,
Thanjavur District)

M. Karthi @ Karthikeyan, (M/ 43 Years)

S/o. Mathavan,

No.1/85A, East Street,

Sakottai, Kumbakonam,

Thanjavur District.

--- Petitioner/ Sole Accused

-Vs-

1. State of Tamil Nadu, Rep. by

The Inspector of Police,

Nachiyarkoil Police Station;

Thanjavur District.

(Crime No.98 of 2023)

--- 1st Respondent / Complainant

2. Sivakumar (M/38 Years),

S/o. Kasi,

No. 8/2026, Malik Nagar Expanded,

Koranattukaruppur, Kumbakonam,

Thanjavur District.

Complainant

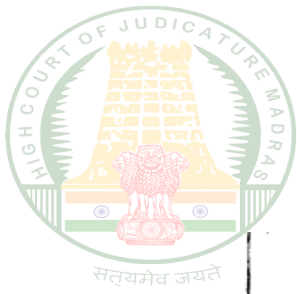
--- 2nd Respondent/ Defacto

JOINT COMPROMISE MEMO

1. This compromise memo has been entered into between the Petitioner and the 2nd Respondent with full and free consent of both parties. He has not been influenced by anyone of them to arrive this compromise.

2. Originally FIR had been registered against the Petitioner at the instance of the complaint given by the 2nd respondent in Crime No.98 of 2023 for the commission of offences U/s. 387 & 506(ii) of IPC and the same was charge sheeted in connection with the

Handwritten signature: R. K. Swamy



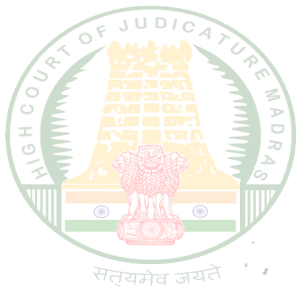
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C.C.No.796 of 2023 on the file of the Learned Judicial Magistrate No. II, Kumbakonam, Thanjavur District for the offences under sections 387 & 506(ii) of IPC.

3. The 2nd respondent has made an allegation that on 26.01.2023, when he was erecting a barbed wire fence around his land, the Petitioner came to the spot, prevented the workers from fencing, and criminally intimidated them by threatening that unless the land was registered in the Petitioner's favour within a week, he would kill the 2nd Respondent and his family, and also cause harassment by lodging complaints with the Income Tax Department against him and hence the present case.
4. Based on the petitioner's request, the 2nd Respondent has come forward to compromise the issue by entering into this joint compromise memo with the Petitioner, and expressed the willingness not to prosecute him.
5. It is submitted that no one will be prejudiced or no loss will be caused to any one if this Hon'ble Court accepted this compromise memo and permitted the Petitioner and the de facto Complainant/2nd respondent to compound the offences U/s. 387 & 506(ii) of I.P.C.
6. The Petitioner submits that the 2nd Respondent voluntarily came forward to have an amicable settlement, as a result of which the present Compromise Memo for quashing the above charge sheet.
7. The Petitioner as well as the 2nd Respondent jointly submit that such compromise has taken place purely with an intention to settle their



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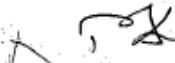
dispute among them and it is purely voluntary by the parties concerned. Hence the 2nd Respondent hereby declare that he is not willing to prosecute the Petitioner.

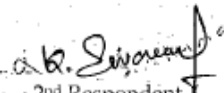
Therefore, it is prayed that this Hon'ble Court may be pleased to accept this Joint Compromise Memo and Quash the Charge Sheet in connection with the C.C.No.796 of 2023 on the file of the Learned Judicial Magistrate No.II, Kumbakonam, Thanjavur District pursuant to the compromise arrived at by the parties 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 12th day of September, 2025.


Counsel for the Petitioner


Counsel for the 2nd Respondent


Petitioner


2nd Respondent
Defacto Complainant



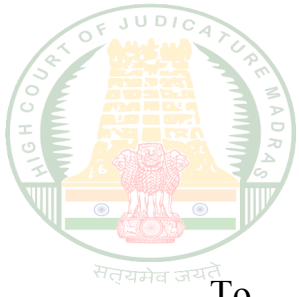
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5.The petitioner, namely, Karthi @ Karthikeyan (Aadhaar No.6928 5217 8521) and the second respondent, namely, Sivakumar (Aadhaar No. 6812 8979 0090) are present before this Court in person. They are identified by Mr.Kulanthai Velu, Special Sub Inspector of Police, Nachiyarkoil Police Station, Thanjavur District. All the parties confirmed the compromise arrived at between them.

6.Considering the nature of the offences and the fact that the parties have arrived at a compromise, this Court is of the view that no useful purpose would be served by keeping the impugned charge sheet pending trial. Accordingly, the impugned charge sheet in C.C.No.796 of 2023, on the file of the learned Judicial Magistrate No.II, Kumbakonam, Thanjavur District, is quashed and the Criminal Original Petition stands allowed.

25.09.2025

NCC : Yes / No
Index : Yes / No
Internet : Yes
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To
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- 1.The Judicial Magistrate No.II,
Kumbakonam, Thanjavur District.
- 2.The Inspector of Police,
Nachiyarkoil Police Station,
Thanjavur District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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SUNDER MOHAN,J

CP

ORDER
IN
CRL OP(MD) No.15834 of 2025

Date : 25/09/2025