



CRL OP(MD). No.16289 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

Dated : 25/09/2025

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THE HONOURABLE MR. JUSTICE SUNDER MOHAN

CRL OP(MD). No.16289 of 2025

1. Diwakar @ Dhivakar,

2. Rahul,

3. Gopi @ Gopinath,

... Petitioners

Vs

1.The State of Tamil Nadu,
Rep by the Inspector of Police,,
Devadanapatti Police Station,
Theni District.
(Crime No.341/2025).

2. Muniyasamy

... Respondents

Prayer : Criminal Original Petition filed under Section 528 of BNSS, to call for the records relating to the case in Crime No.341 of 2025 dated 20.08.2025 on the file of the first respondent police and quash the same.

For Petitioner : Mr.B.Karunanithi

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

For R2 : Mr.S.Vellai Chamy



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ORDER

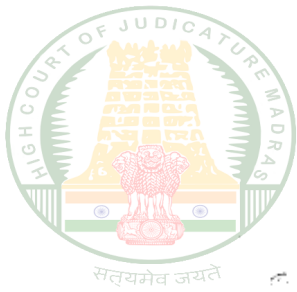
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This Criminal Original Petition is filed seeking to quash the FIR in Crime No.341 of 2025, on the file of the first respondent Police, which was registered for the offences under Sections 191(2), 191(3), 296(b), 115(2), 118(1), 351(3) of BNS and 3(1)(r), 3(1)(s) and 3(2)(va) of SC/ST (POA) Act 1989.

2. The allegation in the FIR is that the defacto complainant's son, Jawahar, is studying at Mary Madha College, Nallakaruppanpatti; that the petitioners, who are also students of the same college, ragged him, abused him using his caste name, assaulted him with a knife and also threatened him with dire consequences and thus, committed the aforesaid offences.

3. The learned counsel for the petitioners and the learned counsel for the defacto complainant/the 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 F.I.R 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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**IN THE HIGH COURT OF JUDICATURE MADRAS
AT MADURAI BENCH
(Criminal Original Jurisdiction)**

Crl.O.P.(MD)No. ¹⁶²⁸⁹ of 2025

Against

Crime No. 341 of 2025

(On the file of the 1st respondent police)

1. Diwakar @ Dhivakar (M/19)
S/o. Selvam
Mayandi Thevar Street,
Kamakkapatty, Periyakulam Taluk,
Devadanapatti,
Theni District.
2. Rahul (M/21)
S/o.Kannan,
South Street,
E.Puthupatti, Periyakulam,
Endapuli,
Theni District.
3. Gopi @ Gopinath (M/20)
S/o.Maheswaran,
No.33A, Nakkeerar Street,
Bommaiyagoundanpatti,
Theni District.

... Petitioners /
Accused No.1 to 3

--Vs--

1. The State of Tamil Nadu,
Rep by the Inspector of Police,
Devadanapatti Police Station,
Theni District,
Crime No.341/2025

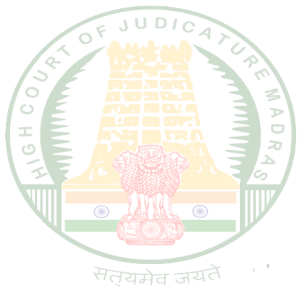
....1st Respondent/
Complainant

S. Duvvileel

H. Poff

M. 1

P. Damm



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④

2. Muniyasamy,
S/o. Ponnai, h,
West Street, Kattakamanpatti,
Batlagundu,
Dindigul District. 2nd Respondent/De-facto
Complainant

MEMO OF COMPROMISE UNDER SECTION 320(8)
r/w. 528 of BNSS

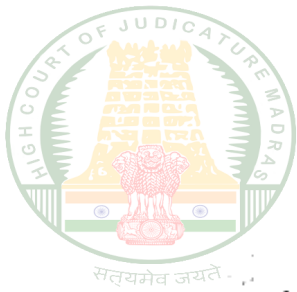
The Petitioners respectfully begs to submit as follows:

1. The Petitioners above named beg to prefer this Memorandum of Criminal Original Petition praying to quash the FIR in Crime No.341 of 2025 dated 20.08.2025, on the file of the 1st Respondent police for the alleged offences under sections 191(2), 191(3), 296 (b), 115(2), 118(1), 351(3), of BNS and 3(1)(r), 3(1)(s) and 3(2)(va) of SC/ST POA Act 1989.

2. It is averred in the FIR that the defacto complainant's son one Jawahar studied Micro Biology 2nd year at Mary Madha College at Nallakaruppanpatti, and the petitioners also are studying in the same college and on 20.08.2025 while my son went to the college at the time the petitioners ragged him and abused him using his caste name and also assaulted him with knife on the hip and also attacked the right hand and caused injuries and also threatened him with dire consequences.

S. D. D. D.
H. P. H.
H. C. H.

P. D. D.



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3. It is submitted that the 1st petitioner studying BSC Micro Biology II year and the 2nd and 3rd petitioners are final year students in the same college, while being so, the defacto complainant's son often contact the petitioners regarding studies and they are having friendly relationship. Further due to some misunderstanding there is a wordy quarrel between them.

4. It is submitted that the petitioners and the defacto complainant were well known to each other, due to intervention of the family elders the petitioners and the 2nd Respondent settled their dispute amicably.

In the above circumstances, it is most respectfully prayed that this Hon'ble Court may be pleased to record the settlement arrived in FIR in Crime No.341 of 2025 dated 20.08.2025 on the file of the 1st Respondent Police and consequently, quash the same and thus render justice.

Dated at Madurai, this the day of September 2025.

Petitioners/Accused

2nd Respondent/
Defacto-Complainant.

1. S. Durgadevi

P. Durgadevi

2. K. Rff.

3. M. Anand.

Counsel for Petitioner

[Signature]
16/34/2002

Counsel for 2nd Respondent

[Signature]
7/11/2002



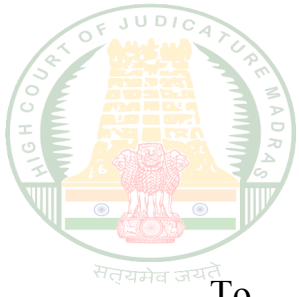
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5.The petitioners, namely, Diwakar @ Dhivakar (Aadhaar No.7135 2526 1309), Rahul (Aadhaar No.3758 8185 5378), Gopi @ Gopinath (Aadhaar No.3640 6184 9696) and the second respondent, namely, Muniyasamy (Aadhaar No.5055 1541 4532) are present before this Court in person. They are identified by Mr.K.Balamurugan, Special Sub Inspector of Police, Devadanapatti Police Station, Theni 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 FIR pending investigation. Accordingly, the impugned FIR in Crime No.341 of 2025, on the file of the first respondent police, is quashed and the Criminal Original Petition stands allowed.

25.09.2025

NCC : Yes / No
Index : Yes / No
Internet : Yes/ No
cp



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To
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- 1.The Inspector of Police,,
Devadanapatti Police Station,
Theni District.
- 2.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.16289 of 2025

Date : 25/09/2025