



Crl.O.P.(MD)No.15980 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 23.09.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD).No.15980 of 2025

Alagar @ Alagarsamy

... Petitioner/Sole Accused

Vs.

1.The State of Tamil Nadu,
Rep. by the Inspector of Police,
Y.Othakadai Police Station,
Madurai.
(Crime No.71 of 2013)

... 1st Respondent/Complainant

2.Arumugam

... 2nd Respondent/Defacto Complainant

Prayer: Criminal Original Petition is filed under Section 528 of BNSS, 2023, to call for the records pertaining to the impugned Charge Sheet in S.C.No.265 of 2020 before the Chief Judicial Magistrate Court, Madurai and quash the same as illegal.

For Petitioner	: Mr.R.Narendran
For R-1	: Mr.R.Meenakshi Sundaram Additional Public Prosecutor
For R-2	: Mr.N.Jeyaram Sidharth



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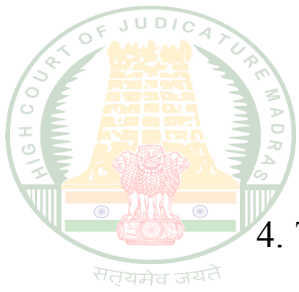
ORDER

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This Criminal Original Petition is filed to quash the final report in S.C.No.265 of 2020 on the file of the learned Chief Judicial Magistrate, Madurai, which was filed for the offences under Section 341, 294(b), 326, 307 and 506(ii) of IPC.

2. The allegation in the final report is that the petitioner and the defacto complainant were friends; that the petitioner asked the defacto complainant to buy liquor; that since the defacto complainant refused, the petitioner attacked the defacto complainant with a liquor bottle, as a result of which, the defacto complainant sustained injury on the head and neck.

3. The learned counsel for the petitioner would submit that though the petitioner has been charged for the offence under Section 307 of IPC, the allegations would suggest that the offence under Section 307 is not made out; that the alleged occurrence took place in a scuffle between two friends, who were in an inebriated condition; that now the parties have arrived at a compromise and that no useful purpose would be served in keeping the proceedings pending.



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4. The parties have filed a joint compromise memo dated 19th September

2025 and the scanned copy of the compromise memo reads as follows:

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

Crl.O.P. (MD) No. 15980 of 2025

-In-

S.C. No.265 of 2020

(On the file of the Chief Judicial Magistrate Court, Madurai)

Alagar @ Alagarsamy (38/2025),
S/o. Ramanathan,
Ammachiyapuram
Uthangudi,
Madurai.

...Petitioner/Sole Accused,

-Vs-

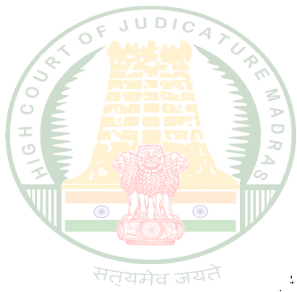
1.The State Of Tamil Nadu Rep. by the
Inspector of Police,
Y.Othakadai Police Station,
Madurai.
(Crime No. 71 of 2013)

...1stRespondent/Complainant

2.Arumugam,
D/o. Vellayan Konar,
No.2/78, K.M. College Street,
Uthangudi,
Madurai North,
Madurai District.

...2ndRespondent/De-facto Complainant

Handwritten signatures and initials are present at the bottom of the document.



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JOINT MEMO OF COMPROMISE

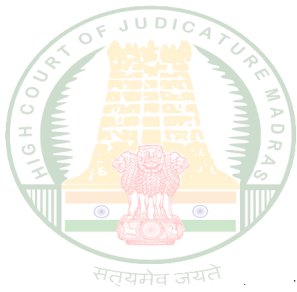
I, Arumugam, S/o. Vellayan Konar, Hindu aged about 54 years residing at No. 2/78, K.M. College Street, Uthangudi, Madurai North, Madurai District and do hereby solemnly affirm and sincerely state as follows:

1. It is submitted that the Petitioner begs to prefer this Criminal Original Petition before this Hon'ble Court seeking call for the records pertaining to a case which has been registered against the petitioner in Cr.No.71/2013 for the offence U/s. 341, 294(b), 324, 307 & 506(ii) of IPC and thereafter the 1st Respondent has filed a charge sheet against the Petitioner before the Chief Judicial Magistrate Court, Madurai in S.C.No.265 of 2020 for the offences U/s. 341, 294(b), 324, 307 & 506(ii) of IPC and as of now the Petitioner filed this charge sheet quash petition to quash the S.C. No.265 of 2020 on the basis of this joint memo of compromise entered between the Petitioner and the 2nd Respondent herein. With the mutual consent of both parties the 2nd respondent who is the victim in this case is also willing to compromise the case by filing memo before this Hon'ble Court.

2. It is submitted that the petitioner and the 2nd respondent are friends and due to some sudden provocation the alleged occurrence was happened. Due to some unwarranted incidents the 2nd respondent has lodged a complaint against the petitioner before the 1st respondent police and the same was registered in

Arumugam

V. Arumugam



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Cr.No.71/2013 for the offence U/s. 341, 294(b), 324, 307 & 506(ii) of IPC. In this juncture the elders of the village have made an arrangement of compromise. Hence the 2nd respondent has forgiven the incident and wants to settle the issue which is pending before the Chief Judicial Magistrate Court, Madurai. Therefore the 2nd respondent has come forward to compromise the issue amicably without any conditions. The 2nd respondent/victim has forgotten the incident and ready to put full stop the above criminal case.

3. The Petitioner as well as the 2nd respondent/victim has agreed to settle the dispute by entering into this Joint Memo of Compromise voluntarily without any coercion or compulsion as against this petitioner. Hence, the case in S.C.No.265 of 2020 has to be quashed.

For the reasons stated above, it is therefore prayed that this Hon'ble Court may be pleased to record this Joint Memo of Compromise regarding the S.C.No.265 of 2020 on the file of the Chief Judicial Magistrate Court, Madurai and quash the same and thus render justice.

Dated at Madurai on this the 1st day of September, 2025

[Signature]
Petitioner

[Signature]
2nd Respondents/ Victim

[Signature]
Counsel for Petitioners

[Signature]
Counsel for Respondent



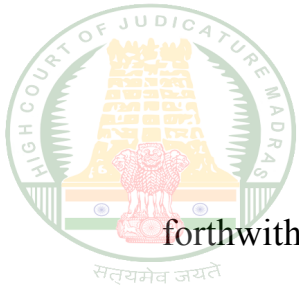
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5. The petitioner, namely, Alagar @ Alagarsamy (Aadhaar No.7810 9630 6514) and the second respondent, namely, Arumugam (Aadhaar No.2402 0194 0481) are present before this Court in person. They are identified by Mr.D.Samuvel Singh, Special Sub Inspector of Police, E1 Pudur L&O Police Station, Madurai City. The second respondent confirms the compromise and would even go to the extent of saying that the injuries sustained by him were due to a fall.

6. Considering the nature of allegations and the submission made by the defacto complainant, this Court is of the view that the offence under Section 307 of IPC would not be made out.

7. Considering the aforesaid facts and the compromise arrived between the parties, this Court is of the view that no useful purpose would be served in keeping the impugned final report pending trial. Accordingly, the impugned final report in S.C.No.265 of 2020 on the file of the learned Chief Judicial Magistrate, Madurai is quashed and the Criminal Original Petition stands allowed. The petitioner shall pay a sum of Rs.5000/- (Rupees Five Thousand only) as costs to the Mediation and Conciliation Centre attached to this Bench



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forthwith and file a photocopy of the receipt along with a memo reporting compliance in the Registry.

23.09.2025

NCC : Yes / No
Index : Yes / No
Internet : Yes/ No
Lm

To

- 1.The Chief Judicial Magistrate Court,
Madurai.
- 2.The Inspector of Police,
Y.Othakadai Police Station,
Madurai.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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SUNDER MOHAN, J.

Lm

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