



Crl.O.P.(MD)No.16994 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 13.10.2025

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THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD).No.16994 of 2025

P.Sudhakar

... Petitioners

Vs.

1.The State of Tamil Nadu,
Rep. its Inspector of Police,
Nazareth Police Station,
Thoothukudi District.

... 1st Respondent/Complainant

2.Sivan

... 2nd Respondent/Defacto
Complainant

Prayer: Criminal Original Petition is filed under Section 528 of BNSS, 2023, to call for the records relating to FIR in Crime No.113 of 2025 dated 13.05.2025 on the file of the first respondent police in so far as the petitioners are concerned and quash the same as against the petitioners are concerned.

For Petitioners : Mr.M.Rajesh

For R-1 : Mr.R.M.Anbunithi
Additional Public Prosecutor

For R-2 : M/s.R.Cinna Ponnu



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ORDER

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The petitioners seek for quashing of the FIR in Crime No.113 of 2025 on the file of the first respondent for the alleged offences under Section 126(2), 296(b), 115(2) and 351(3) of BNS, 2023.

2. The allegation is that on account of prior enmity, the petitioner attacked the defacto complainant with hands and abused him in filthy language and also committed the offence of criminal intimidation.

3. The learned counsel for the petitioner 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 dated 04.09.2025. 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. 16994 of 2025

Against

Crime No.113 of 2025

(On the file of the 1st respondent police)

P. Sudhakar (M/39),
S/o.Paulraj,
No.5/82, South Street,
Udaiyarkulam, Tiruchendur,
Thoothukudi District.

... Petitioner/Sole Accused

-Vs-

1. The State of Tamil Nadu
Rep its Inspector of Police,
Nazareth Police Station,
Thoothukudi District.
(Crime No.113/2025)

...1st Respondent/
Complainant

2. Sivan (M/71)
S/o. Esakkimuthu,
No.1/164, Vetha Kovil Street,
Mela Vellamadam,
Tiruchendur,
Thoothukudi District.

...2nd Respondent/
De-facto Complainant

MEMO OF COMPROMISE UNDER SECTION 320(8)
r/w. 52B of BNSS

The Petitioners respectfully begs to submit as follows:

P. Sudhakar

Sivan



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1. The Petitioner above named begs to prefer this Memorandum of Criminal Original Petition praying to quash the FIR in Crime No.113 of 2025 dated 13.07.2025 on the file of the 1st Respondent police for the alleged offences under sections 126 (2), 296(b), 115(2) & 351(3) of BNS 2023.

2. It is averred in the FIR that the defacto complainant on 12.05.2025 went to hospital for checkup in his scooter (TVS 50) at about 05.00 pm., and when he was travelling near Vellamadam Petrol Bunk, the petitioner/accused who came in his Car way laid the defacto complainant and abused him using filthy languages and caused injuries in his both shoulders using hand and pushed the defacto complainant and made him fall down and kicked him with legs and criminally intimidated the defacto complainant. Hence the complainant.

3. It is submitted that due to intervention of the village elders the petitioner and the 2nd Respondent they are well known to each other and the dispute was settled amicably.

P. Elmer

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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.113 of 2025 dated 13.07.2025, on the file of the 1st Respondent Police and consequently, quash the same and thus render justice.

Dated at Madurai this the 4th day of September 2025.

Petitioners/Accused

2nd Respondent/
Defacto-Complainant.

1. P. Elmer

இலெமர்

Counsel for Petitioner

Counsel for 2nd Respondent

M. Aravindhan
29/9/25
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R. Vinay Kumar
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Madurai Bench,
Madurai - 625 003.
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5.The petitioner, namely, Sudhakar (Aadhaar No.9812 5652 9676) and the second respondent, namely, Sivan (Aadhaar No.5169 1268 6956) are present before this Court in person. They are identified by Mr.S.Isaac Maharaja, Special Sub Inspector, Nazareth Police Station, Thoothukudi 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.113 of 2025, on the file of the first respondent police, is quashed and the Criminal Original Petition stands allowed.

13.10.2025

NCC : Yes / No
Index : Yes / No
Internet : Yes/ No
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To

1. Inspector of Police,
Nazareth Police Station,
Thoothukudi District.

2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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SUNDER MOHAN, J.

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