



Crl.O.P.(MD)Nos.17064 & 17065 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 13.10.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD).Nos.17064 & 17065 of 2025

Crl.O.P.(MD)No.17064 of 2025:

- 1.Vaithiyanathan
 - 2.Pratheep @ Pradeep
 - 3.Chinthanai Selvan @ Sinthanai Selvan
 - 4.Vasanthakumar
- ... Petitioners/Accused 1, 4, 5 & 6

Vs.

- 1.State of Tamil Nadu through,
The Inspector of Police,
Karaikudi North Police Station,
Sivagangai District.
(In Crime No.95 of 2023).
- ... 1st Respondent/Complainant

- 2.Rajkumar
- ... 2nd Respondent/ Defacto Complainant

Prayer: Criminal Original Petition filed under Section 528 of BNSS, 2023, to call for the records pertaining to the impugned charge sheet in C.C.No.245 of 2023 on the file of the learned Judicial Magistrate Court, Karaikudi, Sivagangai District and to quash the same as illegal insofar as the petitioners are concerned.

For Petitioners	: Mr.R.Vinodh
For R-1	: Mr.R.Meenakshi Sundaram Additional Public Prosecutor
For R-2	: Mr.P.Suresh



Crl.O.P.(MD)Nos.17064 & 17065 of 2025

Crl.O.P.(MD)No.17065 of 2025:

1.Rajkumar,
S/o.Sankar,
No.7, Subramaniyapuram 10th Street,
Karaikudi,
Sivagangai District.

2.Rajkumar,
S/o.Manoharan,
No.63/38, Mathavan Street,
Meenachipuram,
Karaikudi,
Sivagangai District.
Permanent Address,
No.105(1), Amabalakarar Street,
Meenatchipuram,
Karaikudi,
Sivagangai District.

... Petitioners/Accused 1 & 2

Vs.

1.State of Tamil Nadu through,
The Inspector of Police,
Karaikudi North Police Station,
Sivagangai District.
(In Crime No.96 of 2023).

... 1st Respondent/Complainant

2.Vaithiyanathan

... 2nd Respondent/ Defacto Complainant

3.Pratheep @ Pradeep

4.Vasanthakumar

... Respondents 3 & 4/Victims

Prayer: Criminal Original Petition filed under Section 528 of BNSS, 2023, to call for the records pertaining to the impugned charge sheet in C.C.No.169 of 2023 on the file of the learned Judicial Magistrate Court, Karaikudi, Sivagangai District and to quash the same as illegal.



Crl.O.P.(MD)Nos.17064 & 17065 of 2025

For Petitioners : Mr.P.Suresh
For R-1 : Mr.R.Meenakshi Sundaram
Additional Public Prosecutor
For R-2 to R-4 : Mr.R.Vinoth

COMMON ORDER

These Criminal Original Petitions are filed to quash the impugned final reports in C.C.No.245 of 2023 filed for the offences under Section 147, 148, 294(b), 323, 324 and 506(2) of IPC; and C.C.No.169 of 2023 filed for the offences under Section 294(b), 323, 506(2) and 326 of IPC.

2. The accused in one case is the defacto complainant in the other case. The allegations in the final reports are that on account of prior enmity, the accused abused the defacto complainant in filthy language and attacked him with wooden logs and iron rod; that they had also threatened him of dire consequences and thus committed the aforesaid offences.

3. Due to the intervention of the elders, the parties have now arrived at a compromise and decided to give a quietus to the entire dispute. The parties have filed joint compromise memo separately.



Crl.O.P.(MD)Nos.17064 & 17065 of 2025

4. The scanned copy of the compromise memo filed in Crl.O.P.(MD).

No.17064 of 2025 dated 26.09.2025 reads as follows:

1

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

Crl.O.P.(MD)No. 17064 of 2025
Against
C.C.No.245 of 2023
(On the file of the learned Judicial Magistrate Court, Karaikudi,
Sivagangai District)

1. Vaidyanathan (M/30/2023),
S/o. Vellaisamy,
No B15, Alagappa University Staff Quarters,
Alagappapuram,
Karaikudi,
Sivagangai District.
2. Pratheep @ Pradeep (M/30/2025),
S/o. Ganapathi,
No.20, Panipulanvayal,
Ramnagar,
Devakottai,
Sivagangai District.
3. Chinthanal Selvan @ Srinthanal Selvan (M/29/2025),
S/o. Shanmugam,
No.37/11, Goodshot Street,
Alagappapuram,
Karaikudi,
Sivagangai District.

Petitioners/Accused 1. V. Vaidyanathan 2. Pratheep @ Pradeep 3. S. Srinthanal Selvan 4. M. Vaidyanathan Counsel for Petitioners/Accused	2nd Respondent Counsel for 2nd Respondent
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4. Vasanthakumar (M/26/2025)
S/o. Muthaiah,
No.3/210, Vairavapuram 3rd Street,
Karaikudi,
Ceeri Campus,
Sivagangai District.

...Petitioners/
Accused No.1, 4, 5, & 6

-Vs-

1) State of Tamil Nadu through
The Inspector of Police,
Karaikudi North Police Station,
Sivagangai District.
(In Crime No.95/2023). ...1st Respondent/Complainant.

2) Rajkumar (M/37/2025)
S/o. Manoharan,
No.63/38, Mathavan Street,
Meenachipuram,
Karaikudi,
Sivagangai District.

...2nd Respondent/
Defacto Complainant

JOINT COMPROMISE MEMO

1) It is respectfully submitted that case of the prosecution is that, the Defacto Complainant lodged a complaint that he running a hotel in the name of Nambiar

Petitioners/Accused

3rd Respondent

1. V. V. V.
2. M. Pradeep
3. S. S. S.
4. M. V. V.

M. Raju

P. V.
Counsel for
Petitioners/Accused

P. S.
Counsel for 2nd Respondent



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Hotel' at Karukudi Bus Stand. On 27.04.2023 at about 11.45 P.M., after finishing the day business of the hotel, the Defacto Complainant along with his father and workers namely Rajkumar and Sebastian were cleaning the premises, at the time, the A1 & A2 came on a two wheeler and entered the hotel, when the same was questioned by the Defacto Complainant and an argument ensued and then they left the place and thereafter, the said Rajkumar received a phone call from the Accused Persons and was abused in filthy languages and threatened and the same was informed by the said Rajkumar to the Defacto Complainant and then on 28.04.2023 at about 01.45 A.M., while the Defacto Complainant was walking near SMS Lodge, Mukkam, behind in New Bus Stand, the Accused Persons waylaid the Defacto Complainant and scolded him with filthy languages and attacked him with hands and wooden sticks and threatened with dire consequences. Thereafter, the Defacto Complainant went to the Government Hospital, Karakudi for treatment. Hence the case.

Petitioners/Accused

1. V. V. S.
2. M. Pradeep
& Sahithi
M. Vashanth

Counsel for
Petitioners/Accused

2nd Respondent

M. Raju

Counsel for 2nd Respondent



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2] It is respectfully submitted that thereafter the Defacto Complainant lodged a complaint before the 1st Respondent Police and a case has been registered in Crime No.95/2023 for the alleged offences U/s. 147, 148, 294(b), 323, 324, 506(ii) of IPC on the file of the 1st Respondent Police dated 28.04.2023 as against 6 Accused Persons. The Petitioners are arrayed as A1, A4, A5 & A6. The Accused Persons A2 & A3 now working in the abroad.

3] It is respectfully submitted that thereafter on completion of the investigation, the 1st Respondent Police has laid charge sheet as against the Petitioners & 2 others for the offences U/s. 147, 148, 294(b), 323, 324, 506(ii) of IPC and the same was taken on file before the learned Judicial Magistrate Court, Karaikudi, Sivagangai District.

4] It is respectfully submitted that now the matter has been compromised between the 2nd Respondent and the Petitioners at the intervention of their villagers, family

Petitioners/Accused

1. V. V. V.
2. M. Pradeep
3. S. Subashan
4. M. V. V.

Counsel for
Petitioners/Accused

2nd Respondent

M. P. P.

P. P. P.

Counsel for 2nd Respondent



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members, elders and well wishers and the matter has been amicably settled among themselves.

5) It is respectfully submitted that the petitioners have filed a separate Quash Petition before this Hon'ble Court in connection with the very same case. The Impugned Charge Sheet in C.C.No.245 of 2023 on the file of the learned Judicial Magistrate Court, Karaikudi, Sivagangai District is liable to be quashed.

6) It is respectfully submitted that now there is a compromise arrived at between the Petitioners and 2nd Respondent. In view of the above said compromise, the Petitioners and the 2nd Respondent had submitted this Joint Compromise Memo to quash the criminal proceedings pending in C.C.No.245 of 2023 on the file of the learned learned Judicial Magistrate Court, Karaikudi, Sivagangai District. The 2nd Respondent have no objection, if this Hon'ble Court may be pleased to quash the said Impugned Charge Sheet.

Petitioners/Accused

1. V. Shrinis
2. A. Pradeep
3. S. Subash
4. M. Vafar

Counsel for
Petitioners/Accused

2nd Respondent

M. Raju

Counsel for 2nd Respondent



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It is therefore prayed that this Hon'ble Court may be pleased to accept this **JOINT COMPROMISE MEMO** and pass such further or other orders, as this Hon'ble Court may deem fit and proper in the circumstances of the case and thus render justice.

Dated at Madurai on this the ^{26th} 26 day of September, 2025

Petitioners/Accused

1. V. Viji
2. M. Pradeep
3. S. Subash
4. M. Vasanthan

P. Viji
Counsel for
Petitioners/Accused

M
2nd Respondent

M. Raju

P. Raju
Counsel for 2nd Respondent



Crl.O.P.(MD)Nos.17064 & 17065 of 2025

5. The scanned copy of the compromise memo filed in Crl.O.P.(MD).

No.17065 of 2025 dated 29.09.2025 reads as follows:

1

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

Crl.O.P.(MD)No. 17065 of 2025
Against
C.C.No.169 of 2023
[On the file of the learned Judicial Magistrate Court,
Karakudi, Sivagangai District)

1. Rajkumar (M/40/2025),
S/o. Sankar,
No.7, Subramaniyapuram 10th Street,
Karakudi,
Sivagangai District.

2. Rajkumar (M/36/2025),
S/o. Manoharan,
No.53/38, Mathavan Street,
Meenachipuram,
Karakudi,
Sivagangai District.

Permanent Address:
No.105(1), Amabalakumar Street,
Meenachipuram,
Karakudi,
Sivagangai District.

...Petitioners/
Accused No.1 & 2

Petitioners/Accused	Respondents 2, 3 & 4
S. J. S. S. S. 2. m. Rajan	2) V. V. V. 3) m. Pradeep 4) m. V. V. V.
Court for Petitioners/Accused	Court for Respondents 2, 3 & 4



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-Vs-

1) State of Tamil Nadu through
The Inspector of Police,
Karaikudi North Police Station,
Sivagangai District.
(In Crime No.96/2023).1st
Respondent/ Complainant

2) Vaithiyanathan (M/30/2025),
S/o. Vellaisamy,
No.B15, Alagappa University Staff Quarters,
Alagappapuram,
Karaikudi,
Sivagangai District.

...2nd Respondent/
Defacto Complainant

3) Pratheep @ Pradeep (M/30/2025),
S/o. Ganapathi,
No.20, Panipulanvayal,
Ramnagar,
Devakottai,
Sivagangai District.

4) Vasanthakumar (M/26/2025)
S/o. Muthaiah,
No.3/210, Vairavapuram 3rd Street,
Karaikudi,
Ceeri Campus.

Petitioners/Accused

1. S. Jagan @ Jagan

2. M. Raju

Counsel for
Petitioners/Accused

Respondents 2, 3 & 4

2) V. V. V.
3) G. Pradeep
4) M. V. V.

Counsel for Respondents 2, 3 & 4



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Sivagangai District. ...3rd & 4th Respondents/
Victims

JOINT COMPROMISE MEMO

1) It is respectfully submitted that case of the prosecution is that, the Defacto Complainant lodged a complaint that on 27.04.2023 at about 07.30 P.M., the Defacto Complainant along with his friend went to buy food at Nambiar Hotel and the Defacto Complainant asked the shop owner whether the curry was fresh and opened the container. At the time, the employee of the hotel namely Rajkumar/A1 came there and without provocation slapped the Defacto Complainant on his cheek and then the Defacto Complainant and his friend left the place. Later at home, the Defacto Complainant's brother Pandiyarajan noticed the swelling near the eye of the Defacto Complainant and enquired about it and then they proceeded to the New Bus Stand, they saw by the A2/Rajkumar, who is the owner of the hotel walking near SMS Lodge, Karaikudi and when the Pandiarajan questioned about the assault made by him, at the time, there was a wordy quarrel arose both the parties.

Petitioners/Accused

1. S. Gnabalan

2. M. Rajan

Counsel for
Petitioners/Accused

Respondents 2, 3 & 4

2) V. Vign

3) G. Pradeep

4) M. Vankar

Counsel for Respondents 2, 3 & 4



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Thereafter, on 28.04.2023 at about 01.00 A.M., the 1st Accused Rajkumar again came there and abused them with filthy languages and then the Petitioners were attacked the Defacto Complainant and his friends namely Vasanthakumar and Pradeep and with hands and iron rod and caused blood injuries and threatened with dire consequences. Thereafter, they went to PKN Hospital, Karnikudi for treatment and thereafter to Kaveri Hospital, Karnikudi. Hence the case.

2) It is respectfully submitted that thereafter the Defacto Complainant lodged a complaint before the 1st Respondent Police and a case has been registered in Crime No 96/2023 for the alleged offences U/s. 294(b), 323, 324, 506(ii) of IPC on the file of the 1st Respondent Police dated 28.04.2023 as against the Petitioners. Thereafter the offences was altered as U/s. 294(b), 323, 324, 506(ii) of IPC @ U/s. 294(b), 323, 506(ii) & 308 of IPC dated 01.06.2023.

3) It is respectfully submitted that thereafter on completion of the investigation, the 1st Respondent Police has laid charge sheet as against the Petitioners & 2 others for the

Petitioners/Accused

1. S. Gnanamani

2. M. Rajan

Counsel for
Petitioners/Accused

Respondents 2, 3 & 4

2) V. V. V. V.

3) M. P. P. P.

4) M. V. V.

Counsel for Respondents 2, 3 & 4



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offences U/s. 294(b), 323, 506(iii) & 306 of IPC and the same was taken on file before the learned Judicial Magistrate Court, Karaikudi, Sivagangai District.

4) It is respectfully submitted that now the matter has been compromised between the Respondents 2 to 4 and the Petitioners at the intervention of their villagers, family members, elders and well wishers and the matter has been amicably settled among themselves.

5) It is respectfully submitted that the petitioners have filed a separate Quash Petition before this Hon'ble Court in connection with the very same case. The impugned Charge Sheet in C.C.No.169 of 2023 on the file of the learned Judicial Magistrate Court, Karaikudi, Sivagangai District is liable to be quashed.

6) It is respectfully submitted that now there is a compromise arrived at between the Petitioners and the Respondents 2 to 4. In view of the above said compromise, the Petitioners and the Respondents 2 to 4 had

Petitioners/Accused

1. S. Gnanesan

2. M. Rajan

P. V. V.

Counsel for
Petitioners/Accused

Respondents 2, 3 & 4

2) V. V. V.

3) U. Pradeep

4) M. V. V.

P. V. V.

Counsel for Respondents 2, 3 & 4



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submitted this Joint Compromise Memo to quash the criminal proceedings pending in C.C.No.169 of 2023 on the file of the learned Judicial Magistrate Court, Karaikudi, Sivagangai District. The Respondents 2 to 4 have no objection, if this Hon'ble Court may be pleased to quash the said Impugned Charge Sheet.

It is therefore prayed that this Hon'ble Court may be pleased to accept this **JOINT COMPROMISE MEMO** and pass such further or other orders, as this Hon'ble Court may deem fit and proper in the circumstances of the case and thus render justice.

Dated at Madurai on this the 21st day of September, 2025

Petitioners/Accused

1. S. Gnani

2. M. Raja

Counsel for
Petitioners/Accused

Respondents 2, 3 & 4

2) V. Senthil

3) U. Pradeep

4) M. Velmurugan

Counsel for Respondents 2, 3 & 4



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6. The defacto complainant and the victims in both the cases, namely, Rajkumar (Aadhaar No.8854 9131 8900), Vaithiyanathan (Aadhaar No.5258 5062 9050), Pratheep @ Pradeep (Aadhaar No.5084 8384 9477) and Vasanthakumar (Aadhaar No.6490 0540 0247) are present before this Court in person. They are identified by Mr.C.Subbiah, Special Sub Inspector of Police, Karaikudi North Police Station, Sivagangai District. All the parties confirmed the compromise arrived at between them.

7. In view of the same and considering the nature of the offences 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 reports pending trial. Though there are other accused in C.C.No.245 of 2023, since the defacto complainant is not interested in prosecuting the case, the impugned final reports in C.C.No.245 of 2023 and C.C.No.169 of 2023 on the file of the learned Judicial Magistrate, Karaikudi, Sivagangai District are quashed as against all the accused and the Criminal Original Petitions are allowed.

13.10.2025

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



Crl.O.P.(MD)Nos.17064 & 17065 of 2025

To

- 1.The Judicial Magistrate Court,
Karaikudi, Sivagangai District.
- 2.The Inspector of Police,
Karaikudi North Police Station,
Sivagangai District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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SUNDER MOHAN, J.

Lm

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