



Crl.O.P.(MD)No.16930 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).No.16930 of 2025

1.Khalith @ Abdulkalick

2.Ajees @ Abdul Ajiesh

3.Sundaramoorthy @ Chandra Moorthi

4.Murali @ Muralitharan

5.Mohammed Azees @ race Azees

6.Harikumar @ Hari

7.Mohamed Ishak

... Petitioners/Accused 1 to 7

Vs.

1.State of Tamil Nadu represented by

The Inspector of Police,
Avaniyapuram Police Station,
Madurai District.

(Crime No.699/2021)

... Respondent No.1/Complainant

2.M.Deepan

... Respondent No.2/Defacto Complainant

Prayer: Criminal Original Petition filed under Section 528 of BNSS, 2023, to
to call for the records pertaining to the impugned FIR in Crime No.699 of 2021
on the file of the respondent No.1 police and quash the same.



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For Petitioners : Mr.SMA.Jinnah
For R-1 : Mr.R.M.Anbunithi
Additional Public Prosecutor
For R-2 : Mr.J.Muhammed Akram

ORDER

This Criminal Original Petition is filed seeking to quash the FIR in Crime No.699 of 2021 on the file of the first respondent, which was registered for the offences under Section 147, 148, 294(b), 323, 307 and 506(2) of IPC.

2. The allegation in the FIR is that on account of prior enmity, the petitioners abused the defacto complainant in filthy language; that they had attacked the defacto complainant with knife and also assaulted him and thus committed the aforesaid offences.

3. Due to the intervention of the elders, the parties have now entered into a compromise and decided to give a quietus to the entire dispute. The parties have filed a joint compromise memo dated 23.09.2025 and the scanned copy of the compromise memo reads as follows:



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IN THE HIGH COURT OF JUDICATURE OF MADRAS

AT MADURAI BENCH

Crl.O.P.(MD)No. ¹⁶⁹³⁰ of 2025

-In-

Crime No. 699 of 2021

(On the file of the Respondent No.1)

1. **Khalith @ Abdulkalick (M/22/25),**
S/o. Nagoorkani,
No. 4970, Thendral Nagar,
Villapuram, TNHB,
Madurai.
2. **Ajees @ Abdul Ajiesh (M/21/25),**
S/o. Abdul Kani,
No.62/26, Akraharam Main Road,
Palanganatham,
Madurai.
3. **Sundaramoorthy @ Chandra Moorthi (M/22/25),**
S/o. Palanikumar,
No.136, Tirupathi Nagar,
1st Street, Solai Alagupuram,
Madurai.
4. **Murali @ Muralitharan (M/21/25),**
S/o. Murugan,
No.3246, TNHB,
Villapuram,
Madurai.
5. **Mohammed Azees @ race Azees (M/24/25),**
S/o. Ghousebasha,
22(4), Kaja Street,
Roshanhai Compound,
Madurai.
6. **Harikumar @ Hari (M/23/25),**
S/o. Selvaraj,
TNHB Colony,
Madurai.

Petitioner

Respondent No.2/Defacto complainant

1. N. Lakshmi

3. P. Chand

5. G. Mohamed Azees

2. A. Abdul Aziz

4. M. Nishith

6. S. Ravi Kumar

7. D. A. A. A.



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7. Mohamed Ishak (M/23/25),

S/o. Syed Ibrahim,
No.4951, TNHB Colony,
Thendral Nagar 3rd Street,
Villapuram,
Madurai District.

... Petitioners/Accused Rank 1 to 7

-Vs-

1. State of Tamil Nadu

Represented by the Inspector of Police,
Avaniyapuram Police Station,
Madurai District.

(In Crime No. 699 of 2021)

... Respondent/Complainant

2. M. Deepan (M/22/25),

S/o. Muthuramaslingam,
No.5014, TNHB Colony,
Thendral Nagar 3rd Street,
Villapuram,
Madurai District.

... Respondent/Defacto Complainant

JOINT MEMO OF COMPROMISE

1. It is submitted that the Petitioners prefer this Criminal Original Petition and prayed that this Hon'ble Court may be pleased to call for the records of Impugned F.I.R. in Crime No. 699 of 2021 on the file of the Respondent No.1 and quash the same against the Petitioner as illegal.

2. It is most respectfully submitted that the allegation of the prosecution case is that on 29.06.2021 at about 5 PM Petitioner/Accused No.1, 2, called the defacto complainant in his house regarding that the defacto Complainant's mother

M. Deepan

Petitioner.

Respondent No.2/Defacto complainant

1. *N. Shankar*

3. *P. Chelvi*

5. *G. Mohamad Akbar*

2. *A. Abdulaziz*

4. *M. Meetha*

6. *S. Mani Kumar*

7. *O. S. J. J.*



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(3)



has scolded the above said Accused, later defacto complainant have sent the above said accused from his house. Later on the same day at about 8 PM, when the defacto complainant went to his neighborhood to meet his friend, Petitioner/Accused No.1,2 along with Petitioner/Accused No.3,4,5 have jointly verbally abused the defacto complainant and attacked him with weapons and gave life threat to defacto complainant. Hence this case. Based on this incident defacto complainant lodged a complaint before the 1st Respondent and the same was registered as a present case against the Petitioners/Accused in Crime No.699 of 2021 for the alleged offences u/s. 147, 148, 294(b), 323, 307, 506(2) of IPC on the file of the 1st Respondent Police.

3. It is submitted that the Respondent No.2, who is the defacto complainant of this instant case is willing to not press the complaint against the Petitioner.
4. It is submitted that the Petitioner and the Respondent No.2 has amicably settled their issues before the family elders and the Respondent No.2 is ready to withdraw the charges against the Petitioner and not willing to prosecute this instant case against the Petitioner.

Petitioner

Respondent No.2/Defacto complainant

1. N.

3.

M. Deepan
5. Gt. Mohammed Azees

2. A. Abdul azis

4. M. Mithun

6. S. Hari Kumar

7.



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Therefore it is most respectfully prayed that this Hon'ble Court may be pleased to record this compromise memo and pass such further or any other orders as this Hon'ble Court may deem fit and proper in the circumstance of the case and thus render Justice.

Dated at Madurai on this the 23rd day of September, 2025

Petitioner	Respondent No.2/Defacto complainant
1. N. -	3. P. Chett
2. A. Abdul azis	4. M. Ashitha
Counsel for the Petitioners	Counsel for the Respondent No.2



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4. The second respondent/defacto complainant, namely, M.Deepan (Aadhaar No.5905 2110 9075) is present before this Court in person and identified by Mr.K.Chinnuraj, Special Sub Inspector of Police, Avaniyapuram Police Station, Madurai District. The defacto complainant confirms the compromise and states that the alleged injury was caused due to a fall and that he has sustained a simple injury.

5. Considering the statement made by the defacto complainant, this Court is of the view that the offence under Section 307 of IPC would not be made out.

6. 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 FIR pending investigation. Accordingly, the impugned FIR in Crime No.699 of 2021 on the file of the first respondent is quashed and the Criminal Original Petition stands allowed.

13.10.2025

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



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To

- 1.The Inspector of Police,
Avaniyapuram Police Station,
Madurai District.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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SUNDER MOHAN, J.

Lm

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