



CRL OP(MD). No.17252 of 2025

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

**Dated : 14/10/2025**

**CORAM**

**THE HONOURABLE MR. JUSTICE SUNDER MOHAN**

**CRL OP(MD). No.17252 of 2025**

1. Pandiyammal,  
2. Ranjitham,

... Petitioners

**Vs**

1. The Inspector of Police,  
DCB Police Station,  
Madurai District.  
2. M.Gogulan,  
S/o.Murugan,

... Respondents

PRAYER :- Criminal Original Petition filed under Section 528 of BNSS, to call for the records relating to the proceedings of the Charge Sheet in C.C.No.393/2025 on the file of the Learned Judicial Magistrate Court No.I, Madurai and quash the same as against the petitioners and thus render justice.

For Petitioners : M.Mithun,  
For R1 : Mr.R.Meenakshi Sundaram  
Additional Public Prosecutor  
For R2 : Mr.J.Karthikeyan



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## **ORDER**

The petitioners seek to quash the impugned Charge Sheet in C.C.No.393/2025 on the file of the Learned Judicial Magistrate Court No.I, Madurai, which was filed for the offences under Sections 120B, 420, 465, 468 and 471 of IPC.

2.The allegation in the final report is that the petitioners and the defacto complainant are close relatives; and that taking advantage of the relationship, the first petitioner created certain false documents and executed a settlement deed in favour of the second petitioner and thus committed the aforesaid offence.

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 final report may be quashed.

4.The parties have also filed a joint compromise memo. The scanned copy of the compromise memo dated 24.09.2025 reads as follows:

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CRL OP(MD). No.17252 of 2025

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

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

**Against**

**C. C. No. 393 of 2025**

(On the file of the Learned Judicial Magistrate No.I, Madurai)

1. Pandiyammal, (F/76/2025)  
W/o. Periyavar,  
No.1/34, Periyasurakundu,  
Melur Taluk,  
Madurai District.

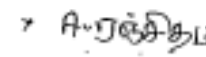
2. Ranjitham (F/45/2025)  
W/o. Alagu,  
No.19, Periya Surakundu,  
Melur Taluk,  
Madurai District.

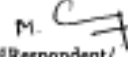
Petitioners/Accused No.1 & 2

Vs

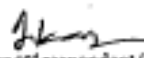
1. State Rep. by Govt. of Tamil Nadu  
The Inspector of Police,  
DCB Police Station,  
Madurai District.  
(Crime No. 14 of 2021)

1<sup>st</sup> Respondent/Complainant

  
Petitioners/ Accused No.1 & 2

  
2<sup>nd</sup> Respondent/  
Defacto Complainant

  
Counsel for Petitioners/  
Accused No.1 & 2

  
Counsel for 2<sup>nd</sup> respondent/  
Defacto Complainant



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.2.

2. M.Gogulan(M/29/2025)  
S/o. Murugan,  
Door No.3/16, Nagappanpatti,  
Puthu Sukkampatti Post,  
Melur Taluk,  
Madurai District.

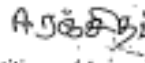
... 2<sup>nd</sup> Respondent/Defacto Complainant

**JOINT COMPROMISE MEMO**

1. The petitioners respectfully submit that the 1<sup>st</sup> respondent police have registered a case in Crime No. 14/2021 for the offences under sections 120(B), 420, 465, 468 and 471 of IPC against this Petitioners on the strength of complaint given by the 2<sup>nd</sup> respondent /defacto complainant. The respondent police have filed the Charge Sheet in C.C. No. 393 of 2025 on the file of the Learned Judicial Magistrate Court No.1, Madurai.

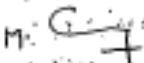
2. The petitioners respectfully submit that the petitioners/ Accused No.1 & 2 has filed this Criminal Original Petition in Crl. O. P. (MD). No. 17252 of 2025 for quashing the charge sheet in C. C. No. 393 of 2025 on the file of the Learned Judicial Magistrate Court No.1, Madurai.

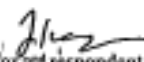
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\*   
Petitioners/ Accused No.1 &2

  
Counsel for Petitioners/  
Accused No.1 &2



  
2<sup>nd</sup> Respondent/  
Defacto Complainant

  
Counsel for 2<sup>nd</sup> respondent/  
Defacto Complainant



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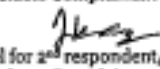
**3. Case of the Prosecution**

The petitioners respectfully submit that case of the prosecution is that the defacto complainant's grandfather namely Paulsamy and Paulsamy's father namely Alagar Ambalam had two sons namely Paulsamy and Boominathan. The said Paulsamy had 3 daughters namely Pandiammal(1<sup>st</sup> petitioner herein), Panju and Dhanam and also had 3 sons namely Pandi, Rajendran and Murugan(Defacto complainant's father). The younger grandfather of the defacto complainant namely Boominathan had 3 sons namely Pandi, Murugesan and Manikandan and also had 2 daughters namely Pandiammal and Jothilakshmi. The said pandiammal died on 04.06.2016 as spinster. The defacto complainant's grandfather namely Paulsamy and paulsamy's father namely Alagar Ambalam had purchased a property situated at Therkutheru, Madurai District in Survey Nos. 1/5A, 1/5C, 1/7, 5/5A, 1/6A, 1/6B, 1/6D, 1/8, 5/3, 5/8, 5/2A to a total extent of 2 Acre 85 cents from Subramanian Chettiar on 08.08.1948 vide Sale deed no.996/1948 at Sub-Registrar office, Thamarapatti @ Chittampatti and the patta no.136 was mutated in the name Alagar ambalam who in turn partitioned the said property in favour of Paulsamy and Boominathan.

  
Y A 5635 LE  
Petitioners/ Accused No.1 &2

  
Counsel for Petitioners/  
Accused No.1 &2

  
2<sup>nd</sup> Respondent/  
Defacto Complainant

  
Counsel for 2<sup>nd</sup> respondent/  
Defacto Complainant



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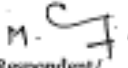
4.

Thereafter, the said Alagar Ambalam had mortgaged the said property to one Alagukonu on 21.06.1979 vide document no.781/1979 before the Sub-Registrar, Thamaraipatti @ Chittampatti. After the demise of the said Alagar ambalam, the said paulsamy and Boominathan had jointly redeemed the property with their family income.

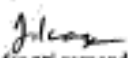
4. The petitioners submit that the grandfathers of defacto complainant namely Paulsamy and Boominathan had oral partitioned the property into equal share as 52 1/2 cents each. The said boominathan had mortgaged his share of the property to one Thangasamy on 29.07.1987 vide document no.1105/1987 before the Sub-Registrar, Thamaraipatti @ Chittampatti. Whereas the grandfather of Defacto Complainant namely Paulsamy had been in possession and enjoyment of his share jointly with his legal heirs. In this stage, the grandfathers of defacto complainant namely paulsamy died in the year 1981 and boominathan also died.

5. The Petitioners submit that the said Boominathan's male legal heirs namely Pandi, Murugesan and Manikandan had partitioned the 52 1/2 cents of land into equal share i.e 17 1/2 between themselves.

  
+ A. J. S. S. S.  
Petitioners/ Accused No.1 &2

  
M. C. J.  
2<sup>nd</sup> Respondent/  
Defacto Complainant

  
Counsel for Petitioners/  
Accused No.1 &2

  
Counsel for 2<sup>nd</sup> respondent/  
Defacto Complainant

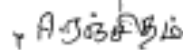


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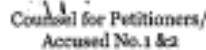
The Legal heirs of Boominathan namely Murugesan and Manikandan had settle their share of the property in favour of one Kumar who is the son of Murugesan by way of settlement deed and sale deed respectively on 16.07.2008 vide document nos. 5552, 5553 of 2008 before the Sub-Registrar Office, Thamarapatti @ Chittampatti. In the meanwhile, the 1<sup>st</sup> petitioner Daughter of Paulsamy and wife of Periyavar had falsely informed herself to be the daughter of Late.Boominathan and the 1<sup>st</sup> petitioner had got shares from the partition made by Late.Boominathan in S.No.5/8 to an extent of 52 1/2 cents of land in her name and had planned and jointly had executed a bogus document in favour of 1<sup>st</sup> petitioner's daughter namely Rangitham on 27.07.2009 vide document no.3602/2009 before the Sub-Registrar Office, Thamarapatti @ Chittampatti. In the said settlement deed, one Periyavar and Jeevanandam had signed as witnesses. The said pandiammal, the 1<sup>st</sup> petitioner is the daughter of Late.Paulsamy and not the daughter of Late.Boominathan, the daughter of Boominathan had died on 04.06.2016 at the age of 58. Due to the false and fabricated document of the 1<sup>st</sup> petitioner with the 2<sup>nd</sup> petitioner, the defacto complainant had suffered monetary loss and the 1<sup>st</sup> petitioner and 2<sup>nd</sup> petitioner had obtained Patta for the land by cheating the Revenue Official based on the false and fabricated document.



Petitioners/ Accused No.1 & 2



2<sup>nd</sup> Respondent/  
Defacto Complainant



Counsel for Petitioners/  
Accused No.1 & 2



Counsel for 2<sup>nd</sup> respondent/  
Defacto Complainant



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6.

Hence the defacto complainant made a complaint on 02.03.2021 before the respondent police. The respondent police did not take any action. Therefore the defacto complainant moved an application before the Superintendent of Police, Madurai on 05.03.2021 even then no action was taken and finally the defacto complainant approached the Judicial Magistrate Court No.1, Madurai under sec.156(3) of Cr.P.C and based on the direction the respondent police registered a case in Crime No. 14 of 2021 for alleged offence under sections 120(B), 420, 465, 468 and 471 of IPC on 19.06.2021.

6. The petitioners submit that now there is a compromise arrived between the petitioners/Accused No.1 & 2 and 2<sup>nd</sup> respondent/defacto complainant. At present due to the intervention of the elder members, the matter has been amicably settled between the parties and as such the same cannot be allowed to proceed in any manner against this petitioners/Accused No.1 & 2. The 2<sup>nd</sup> respondent/ defacto complainant has no objection, if this Hon'ble Court may be pleased to quash the said First Information Report against this petitioners/ accused No.1 & 2.



A. J. S. S. S. S.

Petitioners/ Accused No.1 &2

Counsel for Petitioners/  
Accused No.1 &2



M. C.  
2<sup>nd</sup> Respondent/  
Defacto Complainant

Counsel for 2<sup>nd</sup> respondent/  
Defacto Complainant



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It is therefore prayed that this Hon'ble Court may be pleased to accept this Joint Compromise Memo and quash the C. C. No. 393 of 2025 on the file of the Learned Judicial Magistrate Court No.1, Madurai and thus render justice.

Dated at Madurai on this 24<sup>th</sup> day of September, 2025.

7 A. J. S. S. S.  
Petitioners/ Accused No.1 &2

Counsel for Petitioners/  
Accused No.1 &2

2<sup>nd</sup> Respondent/  
Defacto Complainant

Counsel for 2<sup>nd</sup> respondent/  
Defacto Complainant



**CRL OP(MD). No.17252 of 2025**

5.The petitioners, namely, P.Pandiyammal (Aadhaar No.3623 1521 7557), Ranjitham Alagu (Aadhaar No.9585 1042 4844) and the second respondent, namely, M.Gogulan (Aadhaar No.3048 0958 1341) are present before this Court in person. They are identified by Mr.S.Selvaraj, Special Sub Inspector of Police, Madurai. All the parties confirmed the compromise arrived at between them.

6. Considering the nature of the offences, the relationship between the parties 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 charge sheet pending trial. Accordingly, the impugned charge sheet in C.C.No. 393 of 2025, on the file of the learned Judicial Magistrate No.I, Madurai, is quashed and the Criminal Original Petition stands allowed.

**14.10.2025**

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

1. The Judicial Magistrate No.I,  
Madeira.
2. The Inspector of Police,  
DCB Police Station,  
Madurai District.
3. The Additional Public Prosecutor,  
Madurai Bench of Madras High Court,  
Madurai.



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**CRL OP(MD). No.17252 of 2025**

**SUNDER MOHAN,J**

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**ORDER  
IN  
CRL OP(MD) No.17252 of 2025**

**Date : 14/10/2025**



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