



Crl.O.P.(MD)No.17382 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 14.10.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD).No.17382 of 2025

Aranganathan

... Petitioner/Sole Accused

Vs.

1.State of Tamil Nadu,

Represented by the Inspector of Police,

Thermal Nagar Police Station,

Thoothukudi District.

In Crime No.85 of 2024.

... 1st Respondent/Complainant

2.Devaselvam

... 2nd Respondent/Defacto Complainant

3.Murugan

... 3rd Respondent/Victim

Prayer: Criminal Original Petition filed under Section 528 of BNSS, 2023, to call for the records pertaining to the charge sheet in C.C.No.984 of 2025 on the file of the learned Judicial Magistrate No.II, Thoothukudi for the offences under Section 289, 125(b) of BNS in Crime No.85 of 2024 on the file of the 1st respondent dated 25.09.2024 and quash the same.

For Petitioner : Mr.S.Vishnuvardhan

For R-1 : Mr.R.Meenakshi Sundaram
Additional Public Prosecutor

For R-2 & R-3 : Mr.C.Venkatesh



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ORDER

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The petitioner seeks to quash the final report in C.C.No.984 of 2025 on the file of the learned Judicial Magistrate No.II, Thoothukudi, which was filed for the offences under Section 289 and 125(b) of BNS, 2023.

2. The allegation in the final report is that the petitioner was working as a Project Manager in the Company, where the defacto complainant's husband was working; that during the course of his employment, the defacto complainant's husband fell down and sustained injuries; and that the petitioner had failed to provide adequate safety measures and thus committed the aforesaid offences.

3. The petitioner and the respondents 2 and 3 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 22nd September 2025 and the scanned copy of the compromise memo reads as follows:



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**JOINT MEMO FILED BY THE PETITIONER/ACCUSED and 2nd
RESPONDENT/DEFACTO COMPLAINANT**

The defacto complainant's husband namely Murugan is working in the Chennai Radha Engineering Company in VOC Port, Theothukudi. In the above company, the petitioner was working as a Project Manager. On 25.09.2024 at about 10.00 am the defacto complainant's husband while in the Conveyer Dismantling Structure in the above Company, he was fall down and sustained severe injuries and it is alleged that the petitioner has failed to provide safety measures during the above work. Hence the present complaint lodged.

02. It is submitted that after completion of investigation, the 1st respondent police has filed a charge sheet before the Learned Judicial Magistrate No.II, Theothukudi on 06.03.2025 and the same was taken on file in C.C.No.984/2025 for the offences under sections 289, 125(b) of BNS.

03. It is respectfully submitted that the above occurrence was happened by an accident and the petitioner has no role in the alleged incident. Moreover, the company has paid the necessary compensation to me. At present the petitioner and the defacto complainant was resolved their dispute and I am also agrees to withdraw the above case. By considering the future of the petitioner as well as other side, now they have decided to settle the issue amicably among themselves. Accordingly both parties have entered

P. Jeyapalan

Cy. Engendran
C. Lakshmi



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into compromise. Hence, the 2nd respondent is having no objection to quash the criminal proceedings in C.C.No.984/2025 on the file of the Learned Judicial Magistrate No.II, Thoothukudi and the defacto complainant doesn't want to pursue the case further as against the petitioners.

R. Aranganathan
Petitioners/Accused

C. Devaselvam
C. Gnanan
2nd & 3rd respondents

S. Sub
Counsel for petitioner

C. V. S.
Counsel for 2nd & 3rd respondents

Dated at Madurai this is the 22nd day of September 2025.

4. The petitioner, namely, Aranganathan (Aadhaar No.3790 8103 5042), and the respondents 2 and 3, namely, Devaselvam (Aadhaar No.8084 1319 0143) and Murugan (Aadhaar No.6514 3159 2088) are present before this Court in person. They are identified by Mr.P.Murugan, Special Sub Inspector of



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Police, Thermal Nagar Police Station, Thoothukudi District. All the parties confirmed the compromise arrived at between them.

5. In view of the same, considering the nature of the offences and the compromise arrived at 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 C.C.No.984 of 2025 on the file of the learned Judicial Magistrate No.II, Thoothukudi is quashed and the Criminal Original Petition stands allowed.

14.10.2025

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

To

- 1.The Judicial Magistrate Court No.II,
Thoothukudi.
- 2.The Inspector of Police,
Thermal Nagar Police Station,
Thoothukudi District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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SUNDER MOHAN, J.

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