



CRL OP(MD). No.18360 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 27/10/2025

CORAM

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

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1. Kirubanandham @ Kirubanandha,
2. Pavasudhan @ Bhavasudhan,
3. Veeramani,
4. Baskar,
5. Sanmuganidhan @ Shanmuganith,
6. Jothi @ Jothipasu,
7. Saran,

... Petitioners

Vs

1. The State of Tamilnadu,
Rep by the Inspector of Police,
Kulithalai Police Station,
Karur District.
Crime No.549 of 2025.

2. Shanmugavel,
S/o.Murugan

... Respondents



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PRAYER :- This Criminal Original Petition is filed under Section 528 BNSS, to call for the records pertaining to the First Information Report in Crime No.549 of 2025 on the file of the 1st Respondent and the quash the same as illegal.

For Petitioner : Mr.M.Deepanchakravarthi
Advocate.

For R1 : Mr.K.Sanjai Gandhi,
Government Advocate (Crl.Side)

For R2 : Mr.K.Arunraj

ORDER

This Criminal Original Petition is filed seeking to quash the FIR in Crime No.549 of 2025 on the file of the first respondent Police, which was registered for the offences under Sections 296(b), 191(2), 191(3), 115(2), 118(1), 351(3) and 109 of BNS, 2023.

2. The allegation in the FIR is that on account of prior enmity, the petitioners attacked the defacto complainant with a hand, knife and bottles, abused him in filthy language and also threatened him with dire consequences and thus, committed the aforesaid offences.



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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 F.I.R may be quashed.

4.The parties have also filed a joint compromise memo dated 14.10.2025. The scanned copy of the compromise memo reads as follows:



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6. Jothi @ Jothipasu (M/28/2025)
S/o. Vairaperumal,
Timmachipuram,
Kulithalai Taluk, Karur District.

7. Saran (M/21/2025)
S/o. Arumugam,
Timmachipuram,
Kulithalai Taluk, Karur District.

Petitioners/Accused Nos. 1 to 5
and Rank not known

- Vs -

1. The State Rep. by
The Inspector of Police,
Kulithalai Police Station,
Karur District.
(Crime No. 549 of 2025)

1st Respondent /Complainant

2. Shanmugavel,
S/o. Murugan,
No.14/105, Harijanatheru,
Valandhur, Kulithalai Taluk,
Karur District.

... 2nd Respondent/Defacto Complainant

JOINT COMPROMISE MEMO

1. The Petitioners and the 2nd Respondent submit that at the instance of the 2nd Respondent the above said case was registered in Crime No. 549 of 2025 dated 17.09.2025 for the alleged offenses U/s. 296 (b), 191 (2), 191 (3), 115 (2), 118 (1), 351 (3) and 109 of BNS, now the same is pending before the 1st Respondent Police.

R. Dhanraj
M. S. S. S.
A. S. S. S.
P. S. S. S.
M. S. S. S.
S. S. S. S.
S. S. S. S.
S. S. S. S.

S. S. S. S.



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2. The Petitioners and the 2nd Respondent submit that on 17.09.2025 at about 4.00 p.m., when the Petitioners/Accused and the Defacto Complainant went to TASMACH for consuming alcohol, at the time, there arose a dispute between the accused and the Defacto Complainant and Accused have scolded the Defacto Complainant with filthy language and also assaulted him with dire consequences. Therefore the Defacto Complainant lodged a complaint before the 1st Respondent Police and the same was registered a case in Crime No. 549 of 2025 dated 17.09.2025 for the alleged offences U/s. 296 (b), 191 (2), 191 (3), 115 (2), 118 (1), 351 (3) and 109 of BNS as against the Petitioners. Moreover the petitioners and the 2nd Respondent are belongs to same village. Now, the Petitioners and the 2nd Respondent are compromised, so the 2nd Respondent voluntarily came forwarded to have an amicable settlement, as a result of which the present Compromise Memo for quashing the above said case.

3. The Petitioners and the 2nd Respondent further submit that during the pendency of the proceeding, at the intervention of the elders, both the parties and village head men of their village have together, in which an amicable conclusion has been arrived at and as one part of a conclusion, the 2nd Respondent has agreed to say no objection for the purpose of quashing the present criminal proceeding.

4. The Petitioners as well as the 2nd Respondent jointly submits that such compromise has been taken place purely with an intention to settle the issue

R. Ramakrishnan
M. S. Srinivasan
C. Srinivasan
P. Srinivasan
M. Srinivasan
Srinivasan
A. Srinivasan



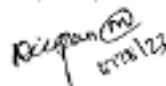
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among them and it is purely voluntary by the parties concerned. Hence, in order to avoid further proceedings of the 1st respondent. This Hon'ble Court by taking into consideration of the above said aspects with regard to the compromise and in the interest of the parties, can leniently look into the present issue, as such the prior sought for by the Petitioners can be allowed.

It is therefore prayed that the Petitioners as well as the 2nd Respondent jointly prays that this Hon'ble Court may be pleased to take into consideration of the present Joint Compromise Memo and quash the First Information Report in Crime No. 349 of 2025 on the file of the 1st Respondent Police and thus render justice.

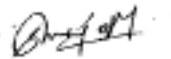
Dated at Madurai on this 14th day of October 2025


Counsel for the Petitioners


Counsel for the 2nd Respondent

- R. D. S. S. S. S.
- M. S. S. S.
- P. S. S. S.
- P. S. S. S.
- P. S. S. S.
- P. S. S. S.
- P. S. S. S.

Petitioners


2nd Respondent/ Defacto Complainant

5.The petitioners, namely, Kirubanandham @ Kirubanandhan (Aadhaar No.3201 4751 6995), Pavasudhan @ Bhavasudhan (Aadhaar



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No.8581 3990 9359), Veeramani (Aadhaar No.5076 5059 1150), Baskar (Aadhaar No.5985 1058 1724), Sanmuganidhan @ Shanmuganithan (Aadhaar No.8132 4753 0527), Jothi @ Jothipasu (Aadhaar No.2207 8970 8659), Saran (Aadhaar No.7315 8118 4184) and the second respondent, namely, Shanmugavel (Aadhaar No.5233 0446 3373), are present before this Court in person. They are identified by Mr.K.Manisekaran, Sub Inspector of Police, Kulithalai Police Station, Karur District. All the parties confirmed the compromise arrived at between them.

6.Though the petitioners are accused of the offence under Section 109 of BNS, the nature of the injury is not specified in the final report and there is nothing in the impugned final report to suggest that the petitioners are guilty of the offence under Section 109 of BNS. In any case, the defacto complainant is not willing to pursue the case and the chances of conviction are bleak.

7. Therefore, Considering the nature of the offences and the fact that the parties have arrived at a compromise, this Court is of the view



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that no useful purpose would be served by keeping the impugned FIR pending investigation. Accordingly, the impugned FIR in Crime No.549 of 2025, on the file of the first respondent police, is quashed and the Criminal Original Petition stands allowed.

27.10.2025

NCC :Yes/No
Index :Yes/No
Internet :Yes/No
cp

TO

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



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SUNDER MOHAN,J

CP

ORDER
IN
CRL OP(MD) No.18360 of 2025

Date : 27/10/2025