



CRL OP(MD). No.18273 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 29.10.2025

CORAM

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

CRL OP(MD). No.18273 of 2025

1. Tamilarasi,
2. Mohamed Yasin,
3. Heeralal

... Petitioners

Vs.

1. State of Tamilnadu Rep by
The Inspector of Police,
Melur Police Station,
Madurai District.
(In Crime No.233/2013)

2. Muthurathinam

... Respondents

PRAYER :- This Criminal Original Petition is filed under Section 482 Cr.P.C / 582 BNSS, to call for the records pertaining to the Impugned First Information Report in Crime No.233 of 2013 on the file of the 1st respondent, and quash the same as illegal.

For Petitioners : Mr.SMA Jinnah,

For Respondents : Mr.K.Sanjai Gandhi,
Government Advocate (Crl.Side) for R1
: Mr.A.Mohamed Rashid for R2



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ORDER

The petitioner seeks for quashing of the FIR in Crime No. 233 of 2013 on the file of the first respondent police, for the alleged offences under Sections 147, 148, 323, 506(ii), 307 I.P.C.

2. The gist of the allegation is that on account of prior enmity, the petitioners had attacked the defacto complainant with hands / knives besides committing the offence of criminal intimidation and thus committed the aforesaid offences.

3. The learned counsel for the petitioner and the learned counsel for the defacto complainant/the second respondent would submit that the petitioner and the defacto complainant are closely related to each other and that the parties have arrived at a compromise and filed a joint compromise memo 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 13th October 2025. The scanned copy of the compromise memo reads as follows:



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**MEMORANDUM OF UNDER SECTION 528 OF BNSS CRIMINAL
MISCELLANEOUS PETITION
IN THE HIGH COURT OF JUDICATURE MADRAS
AT MADURAI BENCH**

(Criminal Original Jurisdiction)

Crl.M.P.(MD).No. of 2025

-In-

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

-In-

Crime No. 233 of 2013

(On the file of the Respondent No.1)

1. Tamilarasi (60/25)

W/o Thangajeyabalan,
1/2, Kathapattar Street,
Post office backside,
Melur, Madurai – 625106

2. Mohamed Yasin (59/25)

S/o Umar,
278, Azhagarkoil Road,
Melur, Madurai – 625106

3. Heeralal (65/25)

S/o Khaderkhan,
14/2E, Gandhi Nagar Main Road,
Melur, Madurai – 625106

..... Petitioner/Accused No.1 to 3

-Vs-

**1. State of TamilNadu,
The Inspector of Police,
Melur Police Station,
Madurai District.
(In Crime No: 233 of 2013)**

... Respondent/Complainant

Petitioners

Respondent No.2/Defacto Complainant

1. J. T. ...

2. ...

3. ...

... V. Muthu Ratha



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2. Muthurathinam (82/25),

S/o. Veerappan,

A-6, Block-A First floor, Ragavendra Avenue,

Ragavendrapuram, Srirangam,

Tiruchirappalli - 620006

... Respondent/Defacto Complainant

JOINT MEMO FOR COMPROMISE

1. It is most respectfully submitted that the above-named petitioners were arrayed as an Accused No.1 to 3 in Crime No. 233 of 2013 dated 01.05.2013 for the alleged offences u/s. 147, 148, 323, 506(ii), 307 of IPC on the file of the 1st Respondent Police. The above FIR was registered based on the complaint given by the defacto complainant/2nd Respondent herein.
2. It is most respectfully submitted that the allegation of the prosecution case is that the 2nd Respondent was self employed person and the defacto complainant's mother Kamatchiambal had no male siblings, defacto complainant's maternal grandmother Muthukamatchi mudaliar left a land measuring about 51 cent in old survey no: 207/2, Melur Town Madurai District, to defacto complainant's mother in her will. The aforementioned land has been part of the defacto complainant's mother's possession since 1944. Her mother Kamatchi Ambal died in 1997. The above-mentioned land was inherited by the de facto complainant as her direct heir. The defacto complainant negotiated and signed a purchase agreement for this land on 24.04.2013 with Prakash S/o Vellisamy, Koothanpatti, Melur. After overseeing the work, the defacto complainant left the site. On 29.04.2013, while the land was being cleaned and measured under the defacto complainant's supervision, petitioners arrived, claiming rights to the property, which led to a dispute. Furthermore, the petitioners allegedly returned with weapons and attacked

Petitioners

Respondent No.2/Defacto Complainant

1. J. T. [Signature]
2. [Signature]
3. [Signature]

[Signature]



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the defacto complainant's family, injuring his son. Fearing for his safety and lacking confidence in local police, the defacto complainant filed a complaint directly with the Superintendent of Police, Madurai and the same was forwarded to the Respondent Police. Hence the defacto complainant had lodged a complaint before the 1st Respondent same it was registered as a case in Crime No.233 of 2013 dated 01.05.2013 u/s. 147, 148, 323, 506(ii), 307 of IPC.

3. It is most respectfully submitted that in view of the settlement arrived between both parties, both parties pray indulgence of this Hon'ble court for compounding the case and are filling this joint memo. And both parties tender their apology before this Hon'ble court for the inconvenience caused to this Hon'ble court and the same is neither willful nor wanton.
4. It is most respectfully submitted that since the issue has been settled amicably, the defacto complainant and victim are not willing to prosecute the case in further.

Therefore, it is most respectfully prayed that this Hon'ble Court may be pleased to accept the compromise memo and call for the records of Impugned First Information report in Crime No. 233 of 2013 on the file of the 1st Respondent and quash the same as illegal and pass such further or 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 the 13th day of October, 2025

Petitioners

Respondent No.2/Defacto Complainant

- 1.
- 2.
- 3.

V. Nalin Rathan

[Signature]
(123456)
Counsel for Petitioners

[Signature]
(counsel)
Counsel for Respondent No.2/Defacto Complainant



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5. The petitioner and the second respondent/ defacto complainant (Aadhaar No.2820 0854 9243) are present before this Court in person. They are identified by Mr.A.Jeyakumar, S.I., B1 Melur Police Station. Both the parties confirmed the compromise arrived at between them.

6. Though the FIR has been registered for the offence under Section 307 of the IPC, admittedly, none has been injured and therefore, this Court is of the view that the impugned prosecution can be quashed as the dispute is private in nature. Accordingly, the impugned FIR in Crime No. 233 of 2013 on the file of the first respondent police, is hereby quashed and the Criminal Original Petition stands allowed. The petitioners shall pay a cost of Rs.5,000/- (Rupees Five Thousand only) to the Mediation and Conciliation Centre attached to this Bench forthwith and file a photocopy of the receipt along with a memo reporting compliance in the Registry.

29.10.2025

Index : Yes/No
Internet : Yes/No
NCC : Yes/ No
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TO

1. The Inspector of Police,
Melur Police Station,
Madurai District.
2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.
3. The Officer incharge,
Mediation and Conciliation Centre
Madurai Bench of Madras High Court,
Madurai.



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SUNDER MOHAN,J

LS

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