



Crl.O.P.(MD) No.19021 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.11.2025

CORAM

THE HON'BLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD) No.19021 of 2025

1.Suresh

2.Muruganantham

3.Arul @ Arul Jothi

4.Mahesh @ Mageshwari

5.Sarasu @ Saraswathi

... Petitioners

Vs.

1.The State of Tamil Nadu rep. by
The Inspector of Police,
Silaiman Police Station,
Madurai District.
(Crime No.457 of 2017)

Ramamoorthi (Died)

2.Muthirulan

... Respondents

PRAYER : Criminal Original Petition filed under Section 528 of Bharathiya Nagarik Suraksha Sanhita, 2023 to call for records relating to the impugned charge sheet in C.C.No.191 of 2024 pending on the file of the learned Judicial Magistrate No.II, Madurai and quash the same.



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For Petitioners : Mr.M.Ramachandran
For R1 : Mr.R.Meenakshi Sundaram
Additional Public Prosecutor
For R2 : Mr.S.Ramakrishnan

ORDER

This Criminal Original Petition has been filed seeking to quash the final report in C.C.No.191 of 2024, on the file of the learned Judicial Magistrate No.II, Madurai, filed against the petitioners for the offences punishable under Sections 147, 148, 294(b), 323, 324 and 506(i) of the Indian Penal Code, 1860.

2. The allegation in the final report is that, on account of previous enmity, the petitioners attacked the defacto complainant and his brother-in-law, one Arumugam, which was witnessed by the defacto complainant's son, Muthiralu, the second respondent herein.

3. The learned counsel for the petitioners would submit that the defacto complainant died on 04.07.2024 and the victim, Arumugam, died on 18.01.2025; that the eyewitness is the said Muthiralu, who is the son of



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23.10.2024 and the same was taken on file in C.C.No.191 of 2024 on 10.11.2017 on the file of the Judicial Magistrate No.II, Madurai and the same is pending for appearance.

3. The petitioners submits that the 2nd respondent/defacto complainant was died dated on 04.07.2024 established the certificate issued dated 11.07.2024 by Village Panchayat, Samanatham. While being so the pending C.G case has been appearing by the petitioner still to date, so the petitioner approached the defacto complainant legal heir of Muthufulan willing to give consent for compromise this C.C.No.191/2024.

4. It is submitted that the Petitioner has filed the Criminal Original Petition in Crl.O.P.(MD)No.19021 of 2025 and the same is pending before this Hon'ble Court, praying for quashing the said Impugned proceedings in C.C.No.191 of 2024 pending on the file of the Judicial Magistrate No.II, Madurai.

5. It is submitted that now there is a compromise arrived at between the Petitioners/Accused No.1 to 5 and 2nd Respondent/Defacto Complainant. In view of the above said compromise, the Petitioners/Accused No.1 to 5 and the 2nd Respondent/Defacto Complainant had submitted this Joint Compromise Memo to quash the criminal proceedings pending in C.C.No.191 of 2024 pending on the file of the Judicial Magistrate No.II, Madurai. The 2nd Respondent/Defacto Complainant has no objection, if this Hon'ble Court may be pleased to quash the said Impugned Criminal proceedings in C.C.No.191 of 2024 pending on the file of the Judicial Magistrate No.II, Madurai.

1. Sumar
2. Nagar
3. Soni
4. Gopinath
5. Gopinath

R. Gopinath



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It is therefore prayed that this Hon'ble Court may be pleased to accept this **JOINT COMPROMISE MEMO** and pass such further or other orders, as this Hon'ble Court may deem fit and proper in the circumstances of the case and thus render justice.

Dated at Madurai on this 27th day of October, 2025.

1. Suresh
2. Murugan
3. Arul
4. Mahesh
5. Sarasu

x R. Sasikumar

Petitioner/Accused No.1 to 5

2nd Respondent /Defacto Complainant

MS NO: 1245/22
Counsel for Petitioner/Accused No.1 to 5

MS NO: 1110/22
Counsel for 2nd Respondent/Defacto Complainant

5. The petitioners, namely, (1) Suresh [Aadhaar No.6872 9204 6666], (2) Muruganantham [Aadhaar No.6990 6873 9609], (3) Arul @ Arul Jothi [Aadhaar No.2132 7264 3836], (4) Mahesh @ Mageshwari [Aadhaar No.8761 0577 4128] and (5) Sarasu @ Saraswathi [Aadhaar No. 8973 6833 4143] and the second respondent/son of the defacto complainant, namely, Muthirulan [Aadhaar No.7150 2564 6059] are present before this Court in person. The parties are identified by Mr.R.Sasikumar, Special Sub-Inspector of Police, Silaiman Police Station, Madurai District. All the parties confirmed the compromise arrived at between them.



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6. In view of the same and considering the nature of the offences, this Court is of the view that no useful purpose would be served by keeping the impugned final report pending trial. Accordingly, the impugned final report in C.C.No.191 of 2024, on the file of the learned Judicial Magistrate No.II, Madurai, is quashed. The petitioners shall pay a sum of Rs.5,000/- as costs to the Mediation and Conciliation Centre attached to the Madurai Bench of Madras High Court forthwith and file a photocopy of the receipt along with a memo reporting compliance in the Registry.

7. Hence, this Criminal Original Petition stands allowed.

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Index: Yes/ No

Neutral Citation: Yes / No

Speaking Order / Non-Speaking Order

Copy To:

1.The Judicial Magistrate No.II,
Madurai.

2.The Inspector of Police,
Silaiman Police Station,
Madurai District.



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3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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SUNDER MOHAN, J.

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