



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27-03-2026

CORAM

THE HON'BLE MR JUSTICE M. NIRMAL KUMAR

CRL OP No. 1879 of 2026

Kanthan

..Petitioner(s)

Vs

1. The State Rep. by Inspector of Police
All Women Police Station,
Villupuram,
Villupuram District.

2. Sinthuja

..Respondent(s)

Prayer: This criminal original petition has been filed under Section 528 of BNSS to call for the Charge Sheet in P.R.C.No.09 of 2025 pending on the file of the learned Additional Mahila Court, Villupuram and quash the same.

For Petitioner(s):

Mr.John Sathyan, SC
for Mr.B.Sundarapandiyam
Mr.Kanthan, present in Court

For Respondent(s):

Mr.S.Santhosh, Government Advocate (Crl.Side)
for R1
Ms.S.Sinthuja, present in Court [R2]

ORDER

The present criminal original petition has been filed to quash the proceedings in PRC.No.09 of 2025 for the offences under Sections 376, 342, 354A, 354D, 506(1), 452 and 511 of IPC, 1860 and Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, 2002 on the file of Additional Mahila Court, Villupuram.



2. The case of the prosecution is that the de facto complainant was married to one Deepan Raj in the year 2017 and prior to the said marriage, she was employed as an Assistant Professor in Joseph Arts and Science College. The petitioner was studying in the said college and he became friendly with the de facto complainant and informed that he had a broken love affair and that he was rejected. Hence, the de facto complainant moves to speak with him to come out of that dejection. The petitioner, later informed that he is in love with the de facto complainant and forced her to marry him. On 26.09.2022, he forcibly made a physical attempt, which was resisted by the de facto complainant and thereafter on 09.10.2022, the petitioner had knocked the door of the de facto complainant and insisted her for physical relationship. When the de facto complainant refused the same, he claimed that he would not allow the de facto complainant to live a peaceful life and that he would spread rumors about her and make her feel ashamed in front of others. The de facto complainant in a dejected mood, attempted to commit suicide by setting her nighty on fire. Later, she was admitted to the hospital and the police registered a case and on conclusion of the investigation, the charge sheet has been filed.

3. The petitioner and the *de facto* complainant/R2 appeared before this Court and they were identified by their respective counsel.



4. The contention of the learned counsel for the petitioner is that at the adolescent age, when the petitioner was a college student, the de facto complainant showed extra care and affection and the petitioner has misread the same, and took that the de facto complainant was showing interest towards him and the petitioner also developed close friendliness with the de facto complainant. Later, the de facto complainant, due to her family dispute, had set her nighty on fire and later it has been projected as though due to the harassment and torture given by the petitioner, she had attempted to commit suicide. Now, the de facto complainant had realised the mistake and understood the reality and come forward to withdraw the complaint and case.

5. The learned Government Advocate (Crl.Side) appearing for the first respondent police submits that the de facto complainant had earlier lodged a complaint, pursuant to which an FIR in Cr.No.91 of 2022 was registered for the offences under Sections 376, 342, 354A, 354D, 506(1), 452, 511 of IPC, 1860 and Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, 2002. Upon completion of the investigation, a charge sheet has been filed for the alleged offences as stated above.

6. He further submitted that considering the prior acquaintance between the petitioner and the de facto complainant, the complaint appears to have arisen out of certain misunderstandings between them. He further submitted that the



parties have now realised that the complaint was exaggerated in nature and have mutually decided to resolve the dispute amicably. The de facto complainant has expressed her intention to withdraw the complaint and has accordingly informed the police by submitting an affidavit and a letter to that effect. It is also submitted that the investigation has been completed, the charge sheet has been filed and the case is presently at the stage of committal.

7. The de facto complainant appeared in person and submitted an affidavit along with a letter stating that she was alone at her residence at the relevant time, as her husband, who is a Sub-Inspector, was away on official duty. She further stated that her father, a heart patient, had been admitted to the hospital due to health complications. During this period, while she was preparing milk for her daughter, an accidental fire occurred as a result of which she sustained burn injuries and was admitted to the hospital. She clarified that she initially informed the Doctor that the incident was accidental in nature, however, subsequently, recorded as a case of self inflicted injuries. She further stated that the petitioner was present at her house during the early hours of the day and that at the instance of her family members, a complaint came to be lodged, pursuant to which a charge sheet has now been filed. The de facto complainant has now realised her mistake and has submitted that the present affidavit and letter explaining the true circumstances.



The affidavit filed by the second respondent / de facto complainant is scanned hereunder:

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IN THE HIGH COURT OF JUDICATURE AT MADRAS
Crl. O.P. No. 1879 of 2026
In
P.R.C. No. 09 of 2025
(On the file of Learned Additional Mahila Court, Villupuram)

Kanthan, M/28 years,
S/o. Late. Karunanithi,
No 33/14, Kuppusamy Gounder Street,
East Pondy Road, Villupuram District. ... Petitioner/Accused

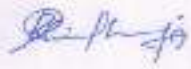
-Vs-

1. The State Rep by
Inspector of Police,
All Women Police Station, Villupuram,
Cr. No. 91 of 2023
Villupuram District. ... Respondent/Complainant

2. Sindhuja, F/31 years.
W/o. Deepnaraj,
No.3/31, West Street, Koliyanur Post,
Villupuram District. ... Respondent/De facto-Complainant

AFFIDAVIT OF SINDHUJA

I, Sindhuja, Female Aged 31 years, Wife of Deepnaraj, residing at No. 3/31, West Street, Koliyanur Post, 41, 6th Block, 1st Street, Kalyanasu Kamadhasan Nagar, Kodungaiyur, Villupuram District, having temporarily come down to Chennai, do hereby solemnly affirm and sincerely state as follows:







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1. I am the 2nd Respondent/ Defacto complainant herein and as such I am well acquainted with the facts of the case.
2. I state that I had preferred a complaint before the 1st respondent police in Cr. No.91 of 2022 for the alleged offences u/s. 376, 342,354(A), 354(D), 506(i), 452 and 511 of the Indian Penal Code, 1860 and u/s. 4 of the Tamil Nadu Women Harassment Act, 2002. Subsequently, the case was taken upon file as P.R.C. No. 09 of 2025 on the file of the Learned Additional Mahila Judge, Villupuram.
3. I state that I and the petitioner herein have been acquainted with each other and the entire case arose out of a misunderstanding between me and Kanthan, i.e. the petitioner herein and on the ill advise.
4. I state that due to my circumstance and considering my family situation, I have decided to settle my disputes with the petitioner herein and decided to our own separate ways and live peacefully without any further grievance against each other.
5. I submit that I have decide not to pursue the issue any further and I am willing to withdraw the allegations and the complaint filed against the petitioner herein.
6. I state that I and the petitioner herein having decided to bury the differences between us and bring a quietus to the case, I have no objection to quashing the proceedings against the petitioner in P.R.C. No. 09 of 2025 on the file of the Learned Additional Mahila Judge, Villupuram.
7. I state that I and the petitioner herein mutually agree that I shall not make any claim or complaint against the petitioner at present or in future, at any point of time.



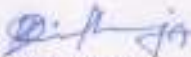


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8. I state that this affidavit has been executed by me without any coercion, undue influence, or pressure and is a bona fide attempt to reconcile and settle the matter amicably.

Hence, I pray that this Honorable Court may be pleased to consider the present Affidavit and quash the proceedings in P.R.C. No. 09 of 2025 on the file of the Learned Additional Mahila Judge, Villupuram and pass such further or other orders as this Honorable Court may deem fit and proper in the circumstances of the case and thus render justice.


DEPONENT

Solemnly affirmed at Chennai on this the 27th day of March, 2026 and all the above contents are explained in English to the deponents and the deponents understood the same and put their signature in my presence.

BEFORE ME,

Advocate - Chennai




G. BASKARAN, M.A., M.P.N., P.L.
ADVOCATE & NOTARY PUBLIC GOVT OF INDIA
& COMMISSIONER OF OATHS
FORMER CENTRAL GOVT STANDING COUNCIL
No 11181, MAYOR BASUDEV STREET
OLD WASHERMENPET, CHENNAI - 600 021
Cell : 9543335024, 9791004



8. Considering the submissions made by the petitioner as well as the de facto complainant, and upon perusal of the Accident Register, it is noted that the incident had initially been record as an attempt of suicide, with a remark that the patient was not co-operating. The medical records further reveal that the de facto complainant had sustained burn injuries, however, the same are superficial in nature and she has since recovered after treatment. It is a case of the prosecution that the petitioner had attempted to have a physical relationship with the de facto complainant. However, in view of the explanation now offered, and considering that the de facto complainant is no longer willing to pursue the matter, this Court takes note that the de facto complainant, being major, has consciously submitted a letter expressing her intention not to proceed with the case and seeking withdrawal of the same.

9. In view of the above, this Court is inclined to quash the Charge sheet on the file of the learned Additional Mahila Court, Villupuram and accordingly, this criminal original petition is allowed and the proceedings in PRC No.09 of 2025 is hereby quashed. This case cannot be put against the petitioner in any manner affecting his education and career.

27-03-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

rap



To

1. The Inspector of Police
All Women Police Station,
Villupuram,
Villupuram District.

2. The Additional Mahila Court, Villupuram.

3. The Public Prosecutor,
High Court, Madras.



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CRL OP No. 1879 of 2



M.NIRMAL KUMAR, J.

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CRL.OP.No.1879 of 2026

27-03-2026