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Crl. O.P. No.2961 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10-02-2026

CORAM

THE HON'BLE MR JUSTICE A.D.JAGADISH CHANDIRA

Crl. O.P. No.2961 of 2026

1. Rajarao
2. Vengoprao
3. Ramanathroa
4. Vijay
5. Punithkumar
6. Karthik
7. Savitha
8. Manjeswari
9. Chandrappa Konanahalli

..Petitioners

Vs

1. The State represented by
The Inspector of Police,
Velankanni Police Station,
Nagapattinam.
Crime No.432 of 2025.

2. D.Ragul

..Respondents

Prayer: Criminal Original Petition is filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita to call for the records in Crime No.432 of 2025 on the file of the 1st respondent and quash the same.



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For Petitioners :

Mr.V.Karnan

For Respondents:

Mr.S.Santhosh
Government Advocate (Criminal Side)
for R1

Mr.V.Bharathidasan
for R2

ORDER

The present Criminal Original Petition has been filed seeking to quash the First Information Report in Crime No.432 of 2025, pending against the petitioners, on the file of the first respondent Police, on the basis of the compromise arrived at between the petitioners and the *de facto* complainant/second respondent.

2. Heard both sides and perused the materials available on record.

3. Based on the complaint given by the *de facto* complainant/R2, the aforesaid case in Crime No.432 of 2025 was registered on the file of the first respondent Police against the petitioners, for the offences under Sections 191(2), 137(2), 296(b), 115(2), 118(1), 109 and 351(3) of BNS.

4. Learned counsel appearing for the petitioners as well as for the *de facto* complainant submitted that one Keerthana, daughter of 1st and 7th



petitioners, without informing them, married the *de facto* complainant/second respondent at Velankanni on 10.12.2025. On coming to know about the said marriage, the petitioners assaulted the *de facto* complainant/second respondent, his parents and the said Keerthana and now, the petitioners 1 and 7 have accepted the marriage of their daughter, Keerthana with the *de facto* complainant. The learned counsel further submitted that the parties have now amicably settled the issue among themselves. Hence, they seek to quash the First Information Report as against the petitioners. Affidavits and Joint Memo of Compromise to that effect have also been filed.

5. The petitioners and the *de facto* complainant/R2 appeared before this Court and they were identified by their respective counsel as well as by Mr.V.Ramath, HC 412, Velankanni Police Station, Nagapattinam District.

6. On being enquired by this Court, the *de facto* complainant stated that he has amicably settled the dispute with the petitioners and he is not willing to pursue the criminal proceedings and therefore, seeks to quash the same.

7. Learned Government Advocate (Criminal Side) appearing on behalf of the first respondent submitted that the petitioners have come all the way from Bangalore to Velankanni and assaulted the *de facto* complainant, his parents and his wife, Keerthana. However, the investigation in this case has



been completed and the final report has been filed in PRC No. 4 of 2026 before the learned Judicial Magistrate, Keevalur. He further submitted that though the parties have entered into a compromise while this case is pending, this Court, taking into account the seriousness of the offences, has to consider the issue as to whether offences of this nature can be quashed on the ground of compromise between parties.

8. The main issue that requires the consideration of this Court is as to whether this Court can quash the criminal proceedings involving non-compoundable offences pending against the petitioners. The Hon'ble Supreme Court, in the case of *Parbathbhai Aahir @ Parbathbhai Vs. State of Gujarat*, reported in *(2017) 9 SCC 641*, has given sufficient guidelines that must be taken into consideration by this Court while exercising its jurisdiction under Section 482 of Cr.P.C. (corresponding to Section 528 BNSS), to quash non-compoundable offences. One very important test that has been laid down is that the Court must necessarily examine if the crime in question is purely individual in nature or a crime against the society with overriding public interest. The Hon'ble Supreme Court has held that offences against the society with overriding public interest even if they get settled between the parties, cannot be quashed by this Court.



9. In the present case, the offences in question are purely individual/personal in nature. It involves dispute between the petitioners and the second respondent and quashing the proceedings will not affect any overriding public interest in this case and no useful purpose will be served in continuing with the criminal proceedings. In view of the above, this Court is inclined to quash the case in P.R.C.No.4 of 2026 pending on the file of the Judicial Magistrate Court, Keevalur, in exercise of its jurisdiction under Section 482 Cr.P.C./Section 528 BNSS.

10. Accordingly, this Criminal Original Petition stands disposed of and the case in P.R.C.No.4 of 2026 pending on the file of the Judicial Magistrate Court, Keevalur, is quashed as against the petitioners.

11. The affidavits and the Joint Memo of Compromise filed by the petitioners and the second respondent for compromising the offences shall form part of the records.

10-02-2026

Neutral Citation: Yes/No
MRN



To

1.The Inspector of Police
Velankanni Police Station,
Nagapattinam.
Crime No.432 of 2025.

2.The Public Prosecutor,
High Court of Madras.



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A.D.JAGADISH CHANDIRA, J.

MRN

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