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CrI.O.P.No.6154 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.03.2026

CORAM

THE HONOURABLE MR.JUSTICE M.NIRMAL KUMAR

CrI.O.P.No.6154 of 2026

1.G.Surendhar
2.T.Mohan Kumar
3.A.Rajasekar

... Petitioners

vs.

1.The Inspector of Police,
Ponnerikkarai Police Station,
Kanchipuram District.

2.A.Shakthivel

3.N.Deepa Selvaraj

... Respondents

PRAYER: Criminal Original Petition is filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to call for the records relating to the charge
sheet in C.C.No.6 of 2026 on the file of the Judicial Magistrate II,
Kancheepuram and quash the same.

For Petitioners : Mr.M.Praveen

For R1 : Mr.Leonard Arul Joseph Selvam,
Additional Public Prosecutor assisted by
Ms.Harshana.T

For R2 & R3 : Mr.M.Aloysius Raja Pragash



ORDER

The petitioners, who are facing trial in C.C.No.6 of 2026 for offence under Section 106 BNS before the learned Judicial Magistrate No.II, Kancheepuram, have filed this Quash Petition.

2.Case of the prosecution is that the 2nd respondent lodged a complaint stating that he was working in M/s.V.Sathiyamurthy & Co., Chennai Division and his elder brother A.Nagaraj was working as RMC Plant Incharge Technical Staff in the same company. On 24.05.2025, in Kanchipuram Arignar Anna Cancer Hospital, new RMC Plant was under construction work. A person, who came at 10.30 a.m., switched on the Generator at 12.00 p.m., at that time, the petitioner's elder brother A.Nagaraj unexpectedly got electrocuted and taken to Meenakshi Hospital. Later, when he was admitted in Kanchipuram Government Hospital, the Doctor who examined him informed that he was brought dead. On the complaint of the 2nd respondent, the 1st respondent Police registered FIR in Crime No.141 of 2025 under Section 194 BNSS on 24.05.2025.

3.Learned counsel for the petitioner submitted that on the complaint of the 2nd respondent, elder brother of the deceased, FIR in Crime No.141 of



2025 registered and after post-mortem, body was handed to the 2nd respondent. He further submitted that the wife of the deceased/3rd respondent filed a petition before this Court seeking proper investigation and this Court was pleased to directed the Superintendent of Police, Kancheepuram District to monitor the investigation and ensure filing of final report. As per the direction, charge sheet filed before the trial Court and taken on file as C.C.No.6 of 2026. During the pendency of the proceedings, the petitioners came forward to compensate the loss caused due to the accidental death of the 3rd respondent's husband with the following terms.

1. M/s.Sathyamoorthy and Co., undertakes to bear the educational fee of the deceased children viz., N.Dhanu Sri, aged about 10 years studying 5th Std in Sri Arabhindo School, Chennai and N.Kesav, aged about 6 years, studying 1st Std in the same school.
2. M/s.Sathyamoorthy and Co., undertakes to provide the employment to the 3rd respondent in their company.
3. M/s.Sathyamoorthy and Co., undertakes to pay a sum of Rs.7,00,000/- to the 3rd respondent's daughter N.Dhanu Sri and the said amount shall be kept in the Post Office at Kilpennathur, Thiruvannamalai District under Fixed Deposit till she attains majority.



4. M/s.Sathyamoorthy and Co., undertakes to pay a sum of Rs.7,00,000/- to the 3rd respondent's son N.Kesav and the said amount shall be kept in the Post Office at Kilpennathur, Thiruvannamalai District under Fixed Deposit till he attains majority.
5. M/s.Sathyamoorthy and Co., undertakes to pay a sum of Rs.6,00,000/- to the 3rd respondent on humanitarian ground to clear the old debts obtained by her husband.
6. Further M/s.Sathyamoorthy and Co., (Contractor) paid a sum of Rs.1,72,000/- as interim relief to the 3rd respondent.

Apart from the above undertaking, M/s.Sathyamoorthy and Co., deposited a sum of Rs.2,45,000/- towards the educational expenses of the 3rd respondent son in Account No.020212251935 at Nazarthpet Post Office, Chennai, IFSC Code: IPOS0000DOP. Similarly, a sum of Rs.3,85,000/- deposited towards the educational expenses of the 3rd respondent daughter in Account No.020212249486 at Nazarthpet Post Office, Chennai, IFSC Code: IPOS0000DOP. As per the above undertaking, M/s.Sathyamoorthy and Co., deposited a sum of Rs.7,00,000/- each to the Post Office Account of the 3rd respondent children and also handed over the demand draft of Rs.6,00,000/- to the 3rd respondent. To confirm the same, a memo dated 27.03.2026 filed



before this Court. In support of the compromise, a joint compromise memo filed before this Court and the same signed by the petitioners and the 3rd respondent/victim. In view of the above, this Court may quash the proceedings against the petitioners.

4.Learned Additional Public Prosecutor appearing for the 1st respondent Police submitted that on 24.05.2025, the 3rd respondent's husband died due to electrocution in M/s.V.Sathiyamurthy & Co., Chennai Division. On the complaint of the 2nd respondent, brother of the deceased, FIR registered and as per the directions of this Court, investigation completed and charge sheet filed before the trial Court. During the pendency of the trial proceedings, the parties arrived at a settlement and compromised the issue. The death of the deceased is by electrocution happened during the course of employment. The of the main not following the safety procedure and further due to other attending factors, it is an accidental death. Considering the same, this Court may pass appropriate order.

5.Learned counsel for the respondents 2 and 3 reiterated the petitioners' submissions and further submitted that the respondent 2 and 3



are satisfied with the compensation of the petitioners and they are willing to withdraw the complaint against the petitioners.

6.This Court considered the submissions and perused the materials available on record.

7.Today the petitioners and the respondents 2 and 3 are appeared before this Court and their identify confirmed by Mr.B.Lakshmipathy, Special Sub Inspector of Police attached to the 1st respondent Police Station. This Court had interaction with the 3rd respondent/victim who informed that the petitioners complied with the undertaking given and she is not inclined to further proceed with the case and ready to withdraw the complaint.

8.Scanned reproduction of (i)Proof of payment of Rs.6,00,000/- to the 3rd respondent, (ii)Proof of deposit of Rs.7,00,000/- each to the Post Office Account of the 3rd respondent's children, (iii)Proof of deposit of Rs.2,45,000/- & Rs.3,85,000/- to the Post Office Account of the 3rd respondent's children towards educational expenses, (iv)Memo filed by the petitioners for payment of Rs.2,45,000/- & Rs.3,85,000/- to the Post Office Account of the 3rd respondent children towards educational expenses,



CrI.O.P.No.6154 of 2026

(v) Additional Affidavit filed by the 3rd respondent and (vi) Joint Memo of Compromise are as follows:

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Adopted
Received original DD
Deepa
w/o. Nagam
37/03/2026



CrI.O.P.No.6154 of 2026

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KISAN VIKAS PATRA
SOLID/NAME: 60012301/Nazarethpettai S.O
IFSC Code : IPOS0000DOP
Account No: 020209531482
CIF(s) / Depositor(s) Name :
1: 473138832 / DHANUSRI
2: 326811799 / DEEPA SELVARAJ
3: /
Depositor(s) Address :
1. 7 THIRUVALLUR STREET/KARUKALIKUPPAM/KILPI
2. 7 THIRUVALLUR STREET/KARUKALIKUPPAM/KILPI
TIRUVANNAMALAI/TAMIL NADU/604601
Account Open Date : 18-03-2026
Type of Account : MINOR A/C OPERATED
Nomination : Yes
Deposit Amount(in Rs.) : 700000
(Rupees Seven Lakh)
Maturity Date : 18-10-2035
Maturity Amount (in Rs.): 1400000
(Rupees Fourteen Lakh)
Through Agent : No

Signature Of Postmaster:

SUB POSTMASTER
NAZARATHPETTAI POST OFFICE
CHENNAI - 600 122



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KISAN VIKAS PATRA
SOLID/NAME: 60012301/Nazarethpettai S.O
IFSC Code : IPOS0000DOP
Account No: 020209523045
CIF(s) / Depositor(s) Name :
1: 473137197 / KESAV
2: 326811799 / DEEPA SELVARAJ
3: /
Depositor(s) Address :
1. 7 THIRUVALLUR STREET/KARUKALIKUPPAM/KILPI
2. 7 THIRUVALLUR STREET/KARUKALIKUPPAM/KILPI
TIRUVANNAMALAI/TAMIL NADU/604601
Account Open Date : 18-03-2026
Type of Account : MINOR A/C OPERATED
Nomination : Yes
Deposit Amount (in Rs.) : 700000
(Rupees Seven Lakh)
Maturity Date : 18-10-2035
Maturity Amount (in Rs): 1400000
(Rupees Fourteen Lakh)
Through Agent : No
Signature Of Postmaster:

SUB POSTMASTER
NAZARATHPETTAI POST OFFICE
CHENNAI - 600 123



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CrI.O.P.No.6154 of 2026

MONTHLY INCOME SCHEME
SOLID/NAME: 60012301/Nazarethpettai S.O
IFSC Code : IPOS0000DOP
Account No: 020212249486
CIF(s) / Depositor(s) Name :
1: 473137197 / KESAV /
2: 326811799 / DEEPA SELVARAJ /
3: / /
Guardian Name : DEEPA SELVARAJ
First Depositor Address :
7 THIRUVALUR STREET/
KARUKALIKUPPAM/
KILPENNAATHUR
TIRUVANNAMALAI, TAMIL NADU, 604601
Account Open Date : 25-03-2026
Type of Account : MINOR A/C OPERATED BY
Date Of Birth : 01-04-2020
Date Of Majority : 01-04-2038
Nominee Registered : Y
Deposit Amount (in Rs): 385000
(Rupees Three Lakh Eighty Five Thousand)
Monthly Int (in approx Rs): 2374.00
(Rupees Two Thousand Three Hundred Seventy
Maturity Date : 25-03-2031
Agent Id :
Signature Of Postmaster :

SUB POSTMASTER
NAZARATHPETTAI POST OFFICE
CHENNAI - 600 123



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CrI.O.P.No.6154 of 2026

MONTHLY INCOME SCHEME
SOLID/NAME: 60012301/Nazarethpettai S.O
IFSC Code : IPOS0000DOP
Account No: 020212251935
CIF(s) / Depositor(s) Name :
1: 473138832 / DHANUSRI N /
2: 326811799 / DEEPA SELVARAJ /
3: / /
Guardian Name : DEEPA SELVARAJ
First Depositor Address :
7 THIRUVALLUR STREET/
KARUKALIKUPPAM/
KILPENNATHUR
TIRUVANNAMALAI, TAMIL NADU, 601601
Account Open Date : 25-03-2026
Type of Account : MINOR A/C OPERATED BY
Date Of Birth : 01-04-2016
Date Of Majority : 01-04-2034
Nominee Registered : Y
Deposit Amount(in Rs): 245000
(Rupees Two Lakh Forty Five Thousand)
Monthly Int (in approx Rs): 1510.00
(Rupees One Thousand Five Hundred Ten)
Maturity Date : 25-03-2031
Agent Id :
Signature Of Postmaster
SUB POST MASTER
NAZARATHPETTAI POST OFFICE
CHENNAI - 600 122



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IN THE HIGH COURT OF JUDICATURE AT MADRAS
(Criminal side Jurisdiction)

Crl.O.P. No. *6154* of 2026

IN

C.C. No. 6 of 2026

(on the file of the learned Judicial Magistrate-II, Kanchipuram)

1. **G.SURENDHAR, M/39 years,**
Son of Mr.Gunasekaran,
No.64, Silver Palm Avenue, Iswarya Nagar,
Kil Ayanambakkam, Maduravoyal Taluk,
Thiruvallur District.
2. **T.MOHAN KUMAR, M/55 years,**
Son of Mr. Thangavel,
No.18, Chitharavuthanpalayam,
Kallai, Dharapuram, Tiruppur District.
3. **A. RAJASEKAR, M/33 years,**
Son of Mr.Arunachalam,
No.11, Pillaiyar Koil Street,
Olakur Village, Thindivanam Taluk. ... Petitioners / Accused

VS

1. The Inspector of Police,
Ponnerikkarai Police Station,
Kanchipuram District. ... Respondent/Respondent
2. **Mrs. N. Deepa Selvaraj,**
Wife of late Mr. A. Nagaraj,
4C3, Varalakshmi Avenue,
North Malayambakkam,
Kuntrathur,
Kanchipuram District - 600 123.... 2nd Respondent/Defacto Complainant

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JOINT MEMO OF COMPROMISE

The Petitioners and the 2nd Respondent/De-facto Complainant respectfully submit as follows:

1. The above Criminal Original Petition has been filed to quash the Charge Sheet in CC. 6 of 2026 on the file of Judicial Magistrate II, Kancheepuram.

2. The case arises out of an unfortunate accident that occurred on 24.05.2025, wherein Mr. A. Nagaraj, Plant Manager employed under M/s. Sathya Moorthy & Company, died due to electrocution at the construction site of the Kancheepuram Government Cancer Hospital – New Building.

3. With the intervention of elders and well-wishers, the dispute between the Petitioners and the 3rd Respondent has been amicably settled.

4. As part of the said settlement:

a. A sum of Rs.1,72,000/- (Rupees One Lakh Seventy-Two Thousand only) has already been paid to the 3rd Respondent as interim relief by the contractor company;

b. The contractor company has further agreed to pay a sum of Rs.20,00,000/- (Rupees Twenty Lakhs only) to the wife and children of the deceased;

c. Proceedings under the Employees' Compensation Act, in E.C. No.217 of 2025, are pending on the file of the Labour Court, Chennai, for statutory compensation.

d. The 3rd Respondent states that she has entered into the above settlement voluntarily, out of her free will, and without any coercion, pressure, or undue influence.

e. The 3rd Respondent/De-facto Complainant hereby categorically states that she has no objection for quashing the criminal proceedings in CC. 6 of 2026 on the file of Judicial Magistrate II, Kancheepuram.

5. The 3rd Respondent further undertakes that she will not initiate or pursue any criminal proceedings against the Petitioners arising out of the same occurrence in future.

6. The parties submit that the dispute arises out of an accidental workplace incident, and that no useful purpose would be served by continuing the criminal proceedings and the continuation of the criminal proceedings would amount to an abuse of process of law, especially in view of the complete settlement arrived at between the parties.

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Under these circumstances, it is most humbly prayed that this Hon'ble Court may be pleased to:

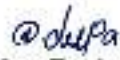
- (i) Record this Joint Memo of Compromise; and
- (ii) Quash the criminal proceedings in CC. 6 of 2026 on the file of Judicial Magistrate II, Kancheepuram; and
- (iii) Pass such further or other orders as this Hon'ble Court may deem fit and proper in the interest of justice.

Dated at Chennai on this the 12TH day of February 2026


Petitioner No.1


Petitioner No.2


Petitioner No.3


2nd Respondent/De-facto Complainant



Crl.O.P.No.6154 of 2026

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IN THE HIGH COURT OF JUDICATURE AT MADRAS
(Criminal side Jurisdiction)
Crl.O.P. No. 6154 of 2026

IN

C.C. No. 6 of 2026

(on the file of the learned Judicial Magistrate-II, Kanchipuram)

1. **G.SURENDHAR, M/39 years.**
Son of Mr.Gunasekaran.
No.64, Silver Palm Avenue, Iswarya Nagar,
Kil Ayanambakkam, Maduravoyal Taluk,
Thiruvallur District.
2. **T.MOHAN KUMAR, M/55 years,**
Son of Mr. Thangavel,
No.18, Chitharavuthanpalayam,
Kallai, Dharapuram, Tiruppur District.
3. **A. RAJASEKAR, M/33 years,**
Son of Mr.Arunachalam,
No.11, Pillaiyar Koil Street,
Olakkur Village, Thindivanam Taluk. ... Petitioners / Accused

VS

1. **The Inspector of Police,**
Ponnerikkarai Police Station,
Kanchipuram District. ... 1st Respondent/Complainant
2. **Mr. A. SAKTHIVEL**
Son of Arumugam,
No.19, Kamaraj Nagar, Kilpennathur,
Tiruvannamalai District ...2nd Respondent/Defacto
Complainant
- 3 **Mrs. N. Deepa Selvaraj,**
Wife of late Mr. A. Nagaraj,
4C3, Varalakshmi Avenue,
North Malayambakkam,
Kuntrathur, Kanchipuram ,District - 600 123 3rd Respondent/Victim

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Additional Affidavit of Mrs. N. Deepa Selvaraj

I, Mrs. N. Deepa Selvaraj, Wife of late Mr. A. Nagaraj, 4C3, Varalakshmi Avenue, North Malayambakkam, Kunrathur, Kanchipuram District - 600 123, temporarily come down to Chennai and do here by solemnly affirm and sincerely state as follows.

1. I submit that I am the 3rd respondent/Victim and the wife of the deceased employee A.Nagaraj, herein and as such I am well acquainted with the facts of the case.

2. I submit that my husband A.Nagaraj, was working as a plant manager in a M/s.Sathyamoorthy and Company, having office at Savidhaanu building, No.21, 2nd Floor, Casa Major Road, Egmore, Chennai-600008, during the course of employment, my husband died due to electrocution.

3. I submit that the 1st respondent police registered an FIR and filed a charge sheet C.C. No. 6 of 2026 on the file of the JM-II, Kanchipuram. Pending enquiry, the petitioner's company came forward to compensate the loss caused due to the death of my husband with the following terms:

- a. The petitioner's company M/s.Sathyamoorthy and Co undertakes to bear the educational fee of the deceased children 1. N.Dhanu Sri, aged about 10 years, studying 5th Standard in Sri Arabhindo School, Chennai and 2. N.Kesav, aged about 6 years, studying 1st Standard in Sri Arabhindo School, Chennai.
- b. The petitioner's company M/s. V.Sathyamoorthy & Co undertakes to provide the employment to me, (wife of the deceased Nagaraj) in their company.
- c. The petitioner's company M/s. V.Sathyamoorthy & Co undertakes to pay a sum of Rs. 7,00,000/- (Rupees Seven Lakhs Only) to my daughter N.Dhanu Sri and the said amount shall be kept in the POST OFFICE, at Kilpennathur, Thiruvannamalai District under Fixed Deposit till she attains majority.
- d. The petitioner's company M/s.V. Sathyamoorthy & Co undertakes to pay a sum of Rs. 7,00,000/- (Rupees Seven Lakhs Only) to my son N.Kesav and the said amount shall be kept in POST OFFICE, Kilpennathur, Thiruvannamalai District under Fixed Deposit till he attains majority.
- e. The petitioner's company M/s. V.Sathyamoorthy & Co undertakes to pay a sum of Rs. 6,00,000/- (Rupees Six Lakhs Only) to me N.Deepa

N. Deepa



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Selvaraj, towards humanitarian ground to clear the old debts obtained by the deceased N.Nagaraaj.

f. It is made clear that the violation of any of the clause of this agreement mentioned in "a to e" would entitle me to proceed in accordance with law to enforce these clauses.

4. I submit that the above said receipt of the amount will not prejudice my right to claim compensation under the statute like *Employees Compensation, EPF, ESI, Gratuity and (BOCW) Building and Other Construction Workers welfare compensation, and also Chief Minister's Relief fund because of fatal accident happened at Government Aringer Anna Memorial Cancer Hospital construction site , Karapettai, Kanchipuram works under taken by the Primary Employer of PWD Department, Tamilnadu.*
5. I submit that I am swearing this affidavit for the purpose of quashing the criminal proceedings in CC. 6 of 2026 on the file of Judicial Magistrate II, Kancheepuram pending against the petitioners. I hereby give my consent and I have no objection to Quash the criminal proceedings in CC. 6 of 2026 on the file of Judicial Magistrate II, Kancheepuram.

Solemnly affirmed at Chennai
On this 13th day of March 2026 and
Signed her name in my presence.

W. S. S. S.

BEFORE ME

S. S. S. S.

ADVOCATE: MADRAS

No. 130, Adal Law Chambers
II Floor, High Court, Chennai-109



Crl.O.P.No.6154 of 2026

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**IN THE HIGH COURT OF JUDICATURE AT MADRAS
(CRIMINAL SIDE JURISDICTION)
CRL.O.P.NO.6154 OF 2026**

Surendhar (M/39)
S/o. Thiru Gunaskearan,
General Manager,
No.64, Silver Palm Avenue, Iswarya Nagar,
Kil Ayanambakkam, Maduravoyal Taluk,
Thiruvallur District and 2 Others.

...Petitioner/ Accused

Vs

The Inspector of Police
Ponnerikkarai Police Station
Kanchipuram District and 2 Others

...Respondent /Complainant

MEMO FILED BY THE ACCUSED

The Accused respectfully submits as follows:

1. The Petitioners submit that a sum of Rs. 2,45,000/- (Rupees Two Lakhs Fourty Five Thousand Only] has been duly deposited towards the educational expenses of Minor.N. Dhanusri, D/o. Late. Mr. A.Nagraj, under Account No.020212251935 at Nazarthpettai Post Office, Chennai - 600 122, IFSC Code : IPOS0000DOP.
2. The Petitioners submits that a sum of Rs. 3,85,000/- (Rupees Three Lakhs Eighty Five Thousand Only] has been duly deposited towards the educational expenses of Minor N. Kesav, S/o. Late. Mr.A.Nagaraaj, under Account No. 020212249486 at Nazarthpettai Post Office, Chennai - 600 123, IFSC Code : IPOS0000DOP.
3. The Petitioners submit that the aforementioned deposits totaling a sum of Rs.6,30,000/- (Rupees Six Lakhs Thirty Thousand Only] may be read as part and parcel of the Memorandum of Understanding dated



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CrI.O.P.No.6154 of 2026

09/01/2026 entered between M/s. V.Sathyamoorthy & Company and
1) Mrs.Drepa Selvaraj, 2) Miss. N.Dhanusri and 3) Master N.Kesav. The
proofs of the deposits have been annexed along with this memo.

It is therefore prayed that this Hon'ble Court may be pleased to
accept the memo and pass such other suitable orders as this Hon'ble
Court may deem fit and proper and thus render justice.

Dated at Chennai on this 21st day of March, 2026

Counsel For Petitioner



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9.As per the undertaking given by the petitioners, a sum of Rs.20,00,000/- paid to the wife and children of the deceased. Apart from that, M/s.Sathyamoorthy and Co., paid Rs.1,72,000/- as interim relief to the 3rd respondent and also deposited Rs.2,45,000/- & Rs.3,85,000/- to the Post Office Account of the 3rd respondent children towards educational expenses.

10.Under such circumstances, no useful purpose will be served in keeping the proceedings pending, even though, the offences involved are not compoundable in nature. In the light of the guidelines given by the Hon'ble Supreme Court reported in **2017 9 SCC 641-(Parbathbhai Aahir @ Parbathbhai Vs. State of Gujrath)**, and after exercising due caution as advised by the Hon'ble Suprme Court in **The State of Madhya Pradesh v. Dhruv Gurjar and Another** reported in **(2019) 2 MLJ Crl 10)**, this Court in exercise of its jurisdiction under Section 482 Cr.P.C., is inclined to quash the proceedings.



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11.In the result, this Criminal Original Petition stands allowed and the proceedings in C.C.No.6 of 2026 on the file of the Judicial Magistrate No.II, Kancheepuram is hereby quashed against the petitioners.

27.03.2026

Index: Yes/No
Speaking Order/Non-Speaking Order
Neutral Citation: Yes/No
vv2

To

- 1.The Judicial Magistrate No.II,
Kancheepuram.
- 2.The Inspector of Police,
Ponnerikkarai Police Station,
Kanchipuram District.
- 3.The Public Prosecutor,
Madras High Court.



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CrI.O.P.No.6154 of 2026

M.NIRMAL KUMAR, J.

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CrI.O.P.No.6154 of 2026

27.03.2026