



Crl.O.P.No.15019 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED : 12.06.2026

CORAM :

THE HON'BLE MR.JUSTICE M.NIRMAL KUMAR

Crl.O.P.No.15019 of 2026

C.BalajiPriyan

.. Petitioner

Versus

1. State by,
Inspector of Police,
W 19, AWPS Adyar,
Chennai.
(Crime No.4 of 2025)

2. Dr.Suchretha

.. Respondents

Prayer : Criminal Original Petition filed under Section 528 of BNSS, to call for the records relating to the F.I.R No.4 of 2025 on the file of the 1st respondent and quash the F.I.R.

For Petitioners : Ms.Gomathiabirami

For Respondents : Mr.R.Rajasekaran,
Counsel for Government of Tamil Nadu
(Criminal Side), for R1

: Mr.S.Senthamizhan, for R2



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ORDER

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The petitioner/accused in Crime No.4 of 2025 dated 08.08.2025 for offences under Section 85 of B.N.S, 2023 on the file of the first respondent Police, filed this Criminal Original Petition on the ground of compromise.

2.Learned counsel for the petitioner submitted that the petitioner and the 2nd respondent husband and wife and there was matrimonial discord between them. Due to which, the 2nd respondent filed domestic violence complaint in D.V.C.No.83 of 2025 before the learned IX Metropolitan Magistrate, Saidapet, Chennai and also lodged a complaint before the 1st respondent Police and the same registered in Crime No.4 of 2025 for offence under Section 85 of BNS. He further submitted that on the advice of the well-wishers and senior members of the family, the petitioner and the 2nd respondent decided to amicably settle the issue and filed separate affidavit and joint compromise memo. He further submitted that the divorce petition by mutual consent, filed in H.M.O.P.No.2054 of 2026 ordered on 09.06.2026. As regards, D.V.C.No.83 of 2025, the 2nd respondent to withdraw the complaint on the next hearing i.e., on 18.06.2026. Further the 2nd respondent is not inclined to further proceed



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with the present criminal case. He further submitted that as per the understanding, the petitioner has undertaken to pay a sum of Rs.65,00,000/- to the 2nd respondent, the petitioner already paid Rs.20,00,000/- by way of demand draft in No.503694 dated 29.10.2025 drawn on ICICI Bank, St.Thomas Mount Branch, Chennai and thereafter paid Rs.22,50,000/- by way of demand draft No.473362 dated 30.03.2026 drawn on Central Bank of India, Alandur Branch and also paid Rs.22,50,000/- by way of demand draft in No.473369 dated 27.04.2026 drawn on Central Bank of India, Alandur Branch, Chennai. The two demand drafts kept in the safe custody of the Registrar (Judicial), Madras High Court. Hence, he prays for quashing.

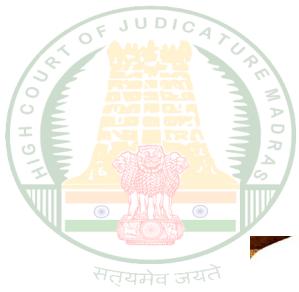
3.Learned Government Advocate (Crl. Side) appearing for the 1st respondent Police submits that on the complaint of the 2nd respondent, the 1st respondent Police registered FIR in Crime No.4 of 2025 for offence under Section 85 of BNS against the petitioner and the investigation is pending. He further submits that during the pendency of the case, the petitioner and the 2nd respondent resolved the issue between them. Hence, this Court may pass appropriate orders.



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4.Learned counsel for the 2nd respondent reiterated the joint compromise and not disputed the submissions made by the learned counsel for the petitioner and confirmed the settlement arrived between the parties.

5.Today, the parties appeared before this Court and their identity confirmed by Ms.Roja.L, Women Police Constable 57031, attached to the 1st respondent Police Station. This Court interacted with both the parties and satisfied parties have come to an amicable settlement between themselves without any compulsion. It is stated in the affidavit of the 2nd respondent that she received the entire amount and now she is not willing to further proceed with the case. For better appreciation, scanned reproduction of the Joint Compromise Memo is as follows:



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MEMORANDUM OF CRIMINAL ORIGINAL PETITION

(Under Section 528 of BNSS)

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Crl.O.P.No: of 2026
In
Crime No.4 of 2025
(On the file of the Respondent Police)

C.BalajiPriyan

S/o.Chitrarasu,

No: 17/45 B Thiruvalluvar Nagar

1st Main Road,

Alandur, Chennai-600 016

...Petitioner/Accused

Vs

1.State by,
Inspector of Police

W 19, AWPS Adyar, Police Station,

Chennai. Crime No 4 of 2025

..... 1st Respondent/Complainant

2.Dr.Suchretha

D/o. P.M.Sozhendran

No 58, 2nd Avenue, Indria Nagar,

Adyar, Chennai 600 020.

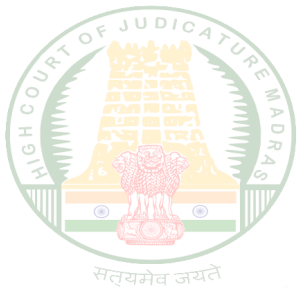
...2nd Respondent/De-Facto Complainant

JOINT COMPROMISE MEMO

1. The Petitioners/accused and the 2nd respondent/defacto complainant herein are herewith presenting this Joint Compromise Memo in support of the

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Memorandum of Grounds of Criminal Original Petition to quash of F I R in Crime No: 4 /2025 on the file of Inspector of Police, W 19, AWPS Adyar Police Station, Chennai.

2. It is submitted that a case has been registered The 1st Respondent had registered the FIR against the Petitioner herein in Crime No 4 of 2025. The offence alleged under Section 85 of the BNS and is in the state of taking statement from 2nd Respondent/De facto Complainant.

28/10/2025
MF

3. It is submitted that on the intervention and attempt of the elders of both the families, both the parties herein have decided to amicably settle the dispute and even filed a joint memo dated 30-10-2025 was filed in Crl OP No: 25162/2025 both broadly agreeing for filing mutual consent petition, withdrawal DVC 83/2025 pending before IX MM Saidapet and quashing of the FIR in Crime No 4 of 2025. On the file of Inspector of Police, W 19, AWPS Adyar Police Station and an amount of Rs.65,00,000/- was also agreed to be paid by the Petitioner/ Accused to the 2nd Respondent /De facto Complainant.

4. It is submitted that Petitioner/ Accused has already paid Rs.20,00,000/- (Rupees Twenty Lakhs only) by way of Demand Draft vide No.503694 dated 29.10.2025 drawn on ICICI Bank, St Thomas Mount Branch and as per direction and compliance of Hon'ble High Court by an order Dated 29-04-2026 in Crl MP No:6426/2026 in Crl OP No: 25162/2025 the balance amount of Rs.45,00,000/- (Forty five Lakhs) (i) Rs.22,50,000/- (Rupees Twenty Two

C. R. Subramanian

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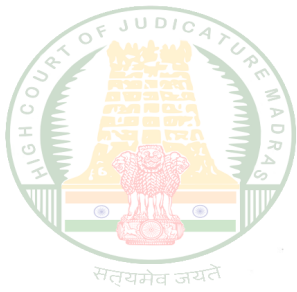
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Lakhs Fifty Thousand only) by way of Demand Draft vide No.473362 dated 30-03-2026 drawn on Central Bank of India Alandur Branch and (ii) Rs.22,50,000/- (Rupees Twenty Two Lakhs Fifty Thousand only) by way of Demand Draft vide No.473369 dated 27-04-2026 drawn on Central Bank of India Alandur Branch both drawn in favour of the 2nd Petitioner. The Demand Drafts have been kept in the safe custody of The Registrar (Judicial).

5. Subsequent to the registration of the case the petitioners and the defacto complainant with the well-wishers have entered into a negotiation and settled the issue amicably considering the future and welfare of the petitioner and the defacto complainant. Therefore the 2nd respondent has no objection to quash the FIR against the Petitioner herein in Crime No 4 of 2025 On the file of Inspector of Police, W 19, AWPS Adyar Police Station
6. It is submitted that the compromise entered into between the parties is reduced into writing by way of this Joint Compromise Memo and the parties to the Petition to Quash along with their respective counsel have signed the same, agreeing to the filing of the quash petitions by both parties and express their unconditional willingness to quashed the FIR against the Petitioner herein in Crime No 4 of 2025 On the file of Inspector of Police, W 19, AWPS Adyar Police Station.

C. Balaji

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7. The above compromise was entered between the parties on free on volition and there is no threat or coercion by any of the parties or to any of the parties and the same was accepted and reduced into writing by all the parties for the welfare and future of all the parties and to avoid the further litigation in any more.

It is submitted that this Joint Compromise Memo may be treated as part and parcel of the Criminal Original Petition in Crime No 4 of 2025 On the file of Inspector of Police, W 19, AWPS, Adyar ^{Chennai} Police Station and thus render justice.

Dated at Chennai on this the 1st day of June 2026.

Petitioner

Counsel for Petitioner

2nd Respondent

Counsel for 2nd Respondent



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6.Under such circumstances, no useful purpose will be served in keeping the First Information Report 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 Supreme 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 F.I.R.

7.This Criminal Original Petition stands allowed and as a sequel, the F.I.R in Crime No.4 of 2025 dated 08.08.2025 on the file of the first respondent Police is quashed against the petitioner.

8.The Registrar (Judicial), Madras High Court shall return the sum of Rs.45 lakhs deposited by way of two demand drafts bearing Nos.473362 dated 30.03.2026 and 473369 dated 27.04.2026, drawn on Central Bank of India, Alandur Branch, to the 2nd respondent with accrued interest if any.

12.06.2026

Index : yes/no
Speaking order/Non-speaking order
Neutral Citation : yes/no
grs

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M.NIRMAL KUMAR, J.

grs

To

1.The Inspector of Police,
W 19, AWPS Adyar,
Chennai.

2. The Public Prosecutor,
High Court of Madras.

Copy To:

The Registrar (Judicial),
Madras High Court.

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12.06.2026