



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25-02-2026

CORAM

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

**CRL OP No. 5554 of 2024
and Crl.M.P.No.4055 of 2024**

Ram R.V.

..Petitioner(s)

Vs

1. State Rep By Its
The Inspector Of Police, W-7, All Women
Police Station, Anna Nagar, Chennai.

2. Archana

..Respondent(s)

Criminal Original Petition is filed under Section 528 of B.N.S.S., to call for the records relating to C.C.No.20/2023 on the file of the Additional Mahila Court, Egmore, Chennai and quash the same.

For Petitioner(s): Mr.G.Mohammed Aseef

For Respondent(s): Mr.S.Vinoth Kumar,
Government Advocate (Crl.Side) for R1

Mr.G.Raj Kumar for R2

ORDER

This Criminal Original Petition has been filed seeking to quash the proceedings in C.C.No.20/2023 on the file of the Additional Mahila Court, Egmore, Chennai, on the basis of the compromise arrived at between the petitioner and the *de facto* complainant/second respondent.



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

3. Based on the complaint given by the *de facto* complainant/R2, a case in Crime No.1 of 2020 was registered on the file of the first respondent Police against the petitioner, for the offences under Sections 498A, 294(b), 509, 354, 506(i), 384 of IPC r/w Section 67 of the IT Act. After completion of investigation, a charge sheet was filed and taken cognizance of as aforesaid.

4. Learned counsel appearing for the petitioner as well as for the *de facto* complainant submitted that the matter arises out of a matrimonial dispute and that on the advice of elders, the parties have now amicably settled the issue among themselves. Hence, they seek to quash the proceedings pending against the petitioner. Affidavits and a Joint Compromise Memo to that effect have also been filed.

5. The petitioner and the *de facto* complainant/R2 appeared before this Court and were identified by their respective counsel as well as by Ms.P.Lakshmi Sri, WSSI, W7, AWPS, Anna Nagar, Chennai.

6. On being enquired by this Court, the *de facto* complainant stated that she has amicably settled the dispute with the petitioner and she 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 though the parties have entered into a compromise while this case is pending, this Court, taking into account the seriousness of the offence, 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 petitioner. 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 petitioner 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 proceedings pending against the petitioner in C.C.No.20 of 2023 on the file of the Additional Mahila Court, Egmore, Chennai, in exercise of its jurisdiction under Section 482 Cr.P.C./Section 528 BNSS.

10. Accordingly, this Criminal Original Petition stands allowed and the proceedings in C.C.No.20 of 2023 pending on the file of the Additional Mahila Court, Egmore, Chennai, is quashed as against the petitioner. Consequently, connected Miscellaneous Petition is closed.

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

25-02-2026

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

VKR



To

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- 1.The Additional Mahila Judge, Egmore, Chennai.
- 2.The Inspector Of Police,
W-7, All Women Police Station,
Anna Nagar, Chennai.
- 3.The Public Prosecutor,
High Court of Madras.



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A.D.JAGADISH CHANDIRA, J.

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