Order QR

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29-10-2026

CORAM

THE HON'BLE MR JUSTICE G.K. ILANTHIRAIYAN

CRL OP No. 31370 of 2026

CNR:{HCMA012203002026}

and

CRL MP No. 20824 of 2026

Ajaykumar
S/o Krishanan,
No.AF-11, U Block,
Visalatchi Garden,
Mylapore,
Chennai.

..Petitioner(s)

Vs

1. The State Represented by
   The Inspector of Police
   E4-Abiramapuram Police Station,
   Chennai.
   Chennai District.
   Crime No.253 of 2024.
2. Jay Samsan
   S/o Barnad,
   No.5, W Block,
   Vishalatchi Garden,
   Mylapore,
   Chennai-600 004.

..Respondent(s)

PRAYER: Criminal Original Petition filed under Section 528 of BNSS, praying to call for the records and quash the final report in C.C.No.393 of 2026, pending on the file of the Metropolitan Magistrate Court No.XXIII, Saidapet, Chennai.

For Petitioner(s): Mr.D.Arun

For Respondent(s): Mr.R.Ganesh Kumar
Additional Public Prosecutor for R1

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ORDER

This Criminal Original Petition has been filed to quash the C.C.No.393 of 2026, pending on the file of the Metropolitan Magistrate Court No.XXIII, Saidapet, Chennai, thereby taken cognizance for the offences under Sections 191(2), 191(3), 296(b), 115(2), 118(1) and 351(3) r/w 190 of BNS.

2. Pending this petition, the parties have decided to bury their hatchet and compromise the dispute amicably among themselves.

3. A Joint Memo of Compromise has been filed before this Court, which has been signed by the petitioner and the second respondent/de-facto complainant and also by the petitioner's counsel. All the parties are present and identified by their respective counsel and the Police. In order to identify the respective parties, they have also produced the copies of the Aadhaar Card and it is made part of the record. This Court also enquired both the parties and was satisfied that the parties have come to an amicable settlement between themselves.

4. Under such circumstances, no useful purpose will be served in keeping the proceeding pending, even though, the offences involved are not compoundable in nature. In the light of the guidelines given by the Hon'ble

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Supreme Court reported in ***2017 9 SCC 641*** in the case of ***Parbathbhai Aahir @ Parbathbhai Vs. State of Gujrath,*** this Court in exercise of its jurisdiction under Section 482 Cr.P.C.,/Section 528 of BNSS, 2023, quashes the proceeding in C.C.No.393 of 2026, pending on the file of the Metropolitan Magistrate Court No.XXIII, Saidapet, Chennai.

5. In view of the above, the proceedings in C.C.No.393 of 2026, pending on the file of the Metropolitan Magistrate Court No.XXIII, Saidapet, Chennai, is hereby quashed. The terms of Joint Memo of Compromise shall form part and parcel of this Order. The petitioner shall pay a sum of Rs.5,000/-, (Rupees Five Thousand only) as costs, to the Tamil Nadu Mediation and Conciliation Centre, High Court, Madras, forthwith and file a photocopy of the receipt along with a memo reporting compliance in the Registry.

6. Accordingly, the Criminal Original Petition stands allowed. Consequently, connected miscellaneous petition is closed.

29-10-2026

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

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To

1. The Metropolitan Magistrate Court No.XXIII,
   Saidapet, Chennai.

2. The Inspector of Police
   E4-Abiramapuram Police Station,
   Chennai.
   Chennai District.
   Crime no.253 of 2024.

3. The Public Prosecutor
   High Court of Madras.

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G.K.ILANTHIRAIYAN J.

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