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Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05-11-2026

CORAM

THE HON'BLE MR JUSTICE G.K. ILANTHIRAIYAN

CRL OP No. 32574 of 2026

CNR:{HCMA012292982026}

and

CRL MP No. 21443 of 2026

Case QR

Kamal Raj S
S/o Abdul Rahman,Daffodils Villa,
VP Thampi Road,
Kudappanakunnu,
Thiruvananthapuram, Kerala.

..Petitioner(s)

Vs

1. State Rep by Inspector of Police
   All Women Police Station,
   Ashok Nagar,
   Chennai
   Crime No. 01 of 2025
2. Nithya K
   D/o. KaliyaPerumal,
   No.20/43, AnanyaAapartments,
   E3, 5th Floor, 4th Avenue,
   Ashok Nagar, Chennai

..Respondent(s)

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C and 528 of BNSS, praying to call for the records relating to the charge sheet filed in C.C.No.229 of 2026 on the file of the Learned XVII Metropolitan Magistrate, Saidapet, Chennai arising out of Crime No.01 of 2025 and quash the same.

For Petitioner(s): Mr.H.Mohamed Rafi
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 proceedings in C.C.No.229 of 2026 pending on the file of the learned XVII Metropolitan Magistrate, Saidapet, Chennai, thereby taken cognizance for the offences under Section 308 of BNSS and Section 4 of the Tamil Nadu Prohibition of Harassment of Women Act.

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

3. A Memorandum of Compromise-cum-Mutual Settlement Agreement has been filed before this Court, which has been signed by the petitioner and the de-facto complainant, as well as two witnesses. 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

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compoundable in nature. In the light of the guidelines given by the Hon'ble 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.229 of 2026 pending on the file of the learned XVII Metropolitan Magistrate, Saidapet, Chennai.

5. In view of the above, the proceedings in C.C.No.229 of 2026 on the file of the Learned XVII Metropolitan Magistrate, Saidapet, Chennai, is hereby quashed. The terms of Memorandum of Compromise-cum-Mutual Settlement Agreement shall form part and parcel of this Order. The petitioner shall pay a sum of Rs.10,000/-, (Rupees Ten 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.

05-11-2026

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

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To

1. XVII Metropolitan Magistrate, Saidapet, Chennai.

2. The Inspector of Police
   All Women Police Station,
   Ashok Nagar,
   Chennai
   Crime No. 01 of 2025
3. The Public Prosecutor
   High Court of Madras.

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G.K.ILANTHIRAIYAN J.

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