



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.04.2026

CORAM

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

CRL RC No. 42 of 2025

R.Suresh Kumar, S/o.Rayappan

..Petitioner

Vs

1. F.Suresh Xavier Thomas,
S/o. Late Francis

2. The State of Tamil Nadu,
represented by the Public Prosecutor,
The Nilgiris.

..Respondents

Prayer: This Criminal Revision petition is filed under Section 438 read with 442 BNSS, to set aside the order dated 23.09.2024 made in Crl.A.No.37/2024 on the file of Sessions Division of the Nilgiris District Court at Udthagamandalam, confirmed by order dated 28.03.2024 in S.T.C.No.28/2023 on the file of the learned Judicial Magistrate, Fast Track Court, Magistrate level at Coonoor.

For Petitioner : Mr.B.Madeswaran
for Mr.P.K.Rajangam

For Respondent : Mr.R.Kishore Kumar
Government Advocate [Crl.side] [R2]

ORDER

This Criminal Revision Petition has been filed to set aside the order passed by the Sessions Division of the Nilgiris District Court at Udthagamandalam in Crl.A.No.37/2024 dated 23.09.2024, which confirmed the



order dated 28.03.2024 made in S.T.C.No.28/2023 on the file of the learned Judicial Magistrate, Fast Track Court, Magistrate level at Coonoor.

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2. Both side learned counsel present and they would submit that they have compromised the issue and also they have entered into a settlement agreement before the District Mediation Centre, Nilgiris, dated 13.03.2026. The terms of the compromise is scanned and reproduced hereunder:

SETTLEMENT AGREEMENT

This SETTLEMENT AGREEMENT entered into on 13.03.2026 between

R.Suresh Kumar - Petitioner

Vs

F.Suresh Xavier Thomas & Public Prosecutor - Respondent

1. Disputed and differences had arisen between the Parties hereto and a Case is filed in **CRL.R.C.No.42 of 2025** before Hon'ble High Court of Madras.
2. The matter was referred to Mediation / Conciliation vide an order dated 26.02.2026 passed by Hon'ble High Court of Madras.
3. The District Mediation Centre, The Nilgiris Nominated and the parties agreed that, **Tmt.R.Revathy** would act as their Mediator / Conciliator.
4. Several meetings were held during the process of Mediation / Conciliation on **23.02.2026** and **13.03.2026** and the parties have with the assistance of the Mediator / Conciliator voluntarily arrived at an amicable solution resolving the above-mentioned disputes and differences.
5. The Parties hereto confirm and declare that they have voluntarily and of their own free will arrived at this Settlement Agreement in the presence of the Mediator.



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6. The following settlement has been arrived at between the Parties hereto:

In the above case, the Petitioner/Appellant has Paid the Respondent/Complainant the whole cheque amount of **Rs.1,50,000/-** (Rupees One Lakh Fifty Thousand only)

The first respondent has not signed in the Joint compromise memo filed before the Hon'ble High Court of Madras, Both the parties are present and signed before me at Ootacamund in the compromise memo.

7. By signing this Agreement, the parties hereto state that they have no further claims or demands against each other with respect of all aforesaid **CRL.R.C.No.42 of 2025** proceeding (Case No) and all disputes and differences in this regard have amicably settled by the Parties hereto through the process of Mediation.

Date:

PARTY'S SIGNATURE:

(Petitioner)

(Respondent)

Signature of the Mediator



3. In view of the above compromise, the petitioner is permitted to compound the offence with the respondent. Hence, the conviction and sentence imposed against the petitioner is set aside and the Criminal Revision Petition is disposed of in terms of the settlement agreement entered into between the parties and the same shall form part of this order.

4. The respondent is at liberty to withdraw the amount, which was already



deposited by the petitioner to the credit of S.T.C.No.28 of 2023 on the file of learned Judicial Magistrate, Fast Track Court, Coonoor by filing an appropriate application.

In view of the above development, this Criminal Revision Petition is disposed of.

16.04.2026

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To

1. The Sessions Division, Nilgiris District at Udthagamandalam,
2. The Judicial Magistrate, Fast Track Court, Magistrate level, Coonoor.
3. The Public Prosecutor, Nilgiris.
4. The Public Prosecutor, High Court of Madras.



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C.KUMARAPPAN, J.

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