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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28-10-2026

CORAM

THE HON'BLE MR JUSTICE G.K. ILANTHIRAIYAN

CRL OP No. 31113 of 2026

CNR:{HCMA012546282026}

AND

CRL MP NO. 20591 OF 2026

1. J.Tirupathi
   S/o Jayaraman,
   No.1/279, Thokkampatti Post,
   Tadangam,
   Nallampalli,
   Dharmapuri District.

2. Muniyammal
   W/o Chinnasamy,
   Thippireddihalli Post,
   Dharmapuri Taluk,
   Dharmapuri District.

..Petitioner(s)

Vs

1. The Inspector of Police
   All Women Police Station,
   Harur, Dharmapuri District.
   Crime No. 11 of 2026

2. C. Sadhanasri
   D/o Chinnasamy,
   No.1/644, Thalampallam,
   Thippireddihalli Post,
   Dharmapuri Taluk,
   Dharmapuri District.

..Respondent(s)

PRAYER: Criminal Original Petition is filed under Section 528 of BNSS, praying to call for the records, quash the charges against the petitioners in the Spl SC No. 136/2026 on the file of Learned Fast Track Mahila Court, Dharmapuri.

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For Petitioner(s): Mr.T.Naveen Chandar

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

Order

This petition has been filed to quash the proceedings in Special S.C.No.136 of 2026 pending on the file of the learned Fast Track Mahila Court, Dharmapuri, as against the petitioners, thereby taken cognizance for the offences under Sections 5(1), 5(n) and 6(1) of the Protection of Children from Sexual Offences Act, 2012 and Under Section 9 of Prohibition of Child Marriage Act.

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

3.Joint Compromise memos and affidavits have been filed by the second respondent and the petitioners before this Court, stating that, after attaining majority, the defacto complainant/victim and the first petitioner got married on 11.06.2026 and are presently living together peacefully as husband and wife. Out of their wedlock, they have been blessed with a child and are living together as one family. All the parties are present and identified by their respective counsel and the Police. In order to identify the respective parties,

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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.It is seen that now the victim girl viz., the second respondent attains majority and she married the first petitioner/accused and gave birth to a child. Their marriage also got registered before the authority concerned. Now both are living happily and therefore, the petitioners need not to be subjected to the ordeal of trial.

5.Under such circumstances, no useful purpose will be served in keeping the proceeding pending, even though, the offences involved are non 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),*** this Court in exercise of its jurisdiction under Section 528 of BNSS, 2023, quashes the proceeding in Special S.C.No.136 of 2026 pending trial on the file of the learned Fast Track Mahila Court, Dharmapuri.

6.In view of the above, the proceedings in Special S.C.No.136 of 2026 on the file of the learned Fast Track Mahila Court, Dharmapuri, is hereby quashed as against the petitioners. The joint compromise memos and affidavits filed by

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the second respondent and the petitioners shall form part and parcel of this Order.

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

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

To

1.The Sessions Judge,
Special Court for exclusive trial of cases under
POCSO Act,
Dharmapuri.

2.The Inspector of Police
All Women Police Station,
Harur,
Dharmapuri District.

3.The Public Prosecutor,
High Court,
Madras.

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