



CrI.O.P.No.30171 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.02.2026

CORAM:

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

CrI.O.P.No.30171 of 2025
and
CrI.M.P.Nos.20602 & 20603 of 2025

1.Jagamathi
2.Boopathi
3.Selvambal
4.Priyadharshini

...Petitioners

Vs.

1.State of Tamilnadu rep by its
The Inspector of Police
All Women Police Station,
Kondalampatti , Salem, Salem District
Cr.No.5 of 2022

2.Preethi

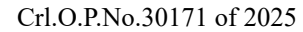
...Respondents

Criminal Original Petition filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita/Section 482 Cr.P.C., to call for the records
pertaining to C.C.No.1143 of 2025 on the file of the Judicial Magistrate,
Additional Mahila Court, Salem and quash the same as illegal as against the
petitioner/Accused No.1 to 3.

For Petitioners : Mr.K.Backiaraj

For R1 : Mr.S.Vinoth Kumar
Government Advocate (CrI.Side)

For R2 : Mr.V.Ravisankar



The present Criminal Original Petition has been filed seeking to quash the proceedings in C.C.No.1143 of 2025 on the file of the Judicial Magistrate, Additional Mahila Court, Salem.

3. Based on the complaint given by the *de facto* complainant/R2, a case in Crime No. 5 of 2022 was registered on the file of the first respondent Police against the petitioners, for the offences under Sections 498A and 506(I) of BNS, 2023 and Section 4 of TNPHW Act. After completion of the investigation, the respondent police filed the final report for the offences under Sections 498A and 506(1) of BNS, 2023, Section 4 of TNPHW Act and Section 4 of the Dowry Prohibition Act.

4. Learned counsel appearing for the petitioners as well as for the *de facto* complainant submitted that on the advice of elders, the parties have now amicably settled the issue among themselves. Hence, they seek to



CrI.O.P.No.30171 of 2025

quash the proceedings pending against the petitioners. Affidavits and a Joint Compromise Memo to that effect have also been filed.

5. The petitioners and the *de facto* complainant/R2 appeared before this Court and they were identified by their respective counsel as well as by Ms.A.Anitha, WSSI, All Women Police Station, Kondalampatti, Salem, Salem District.

6. On being enquired by this Court, the *de facto* complainant stated that she has amicably settled the dispute with the petitioners and she is not willing to pursue the criminal proceedings and therefore, seeks to quash the same.

7. Learned Government Advocate (CrI.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 offences, 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



CrI.O.P.No.30171 of 2025

as to whether this Court can quash the criminal proceedings involving non-compoundable offences pending against the petitioners. 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 petitioners 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 in C.C.No.1143 of 2025 on the file of the Judicial Magistrate, Additional Mahila Court, Salem, in exercise of its jurisdiction under Section 482 Cr.P.C./Section 528 BNSS.



CrI.O.P.No.30171 of 2025

WEB COPY

10. Accordingly, this Criminal Original Petition stands disposed of. Consequently, the connected Criminal Miscellaneous Petitions are closed. The proceedings in C.C.No.1143 of 2025 on the file of the Judicial Magistrate, Additional Mahila Court, Salem, is quashed as against the petitioners, on condition that the petitioners pay a sum of Rs.20,000/- (Rupees Twenty Thousand only) as costs to the Tamil Nadu State Legal Services Authority (TNSLSA), High Court Campus, Chennai 600 104, within a period of two (2) weeks from the date of receipt of a copy of this order.

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

09.02.2026

rpl

Neutral Citation: Yes/No

To

1.The Judicial Magistrate, Additional Mahila Court, Salem

2.The Inspector of Police
All Women Police Station,
Kondalampatti , Salem, Salem District

5/6



2. The Public Prosecutor,
High Court of Madras, Chennai.



CrI.O.P.No.30171 of 2025

A.D.JAGADISH CHANDIRA, J.

rpl

CrI.O.P.No.30171 of 2025

09.02.2026