

WEB COPY

CRL OP No. 33680 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10-04-2026

CORAM

THE HON'BLE MR JUSTICE M. NIRMAL KUMAR

CRL OP No. 33680 of 2025

Sachin
S/o. Mayavel,
Rep by its Mother M. Revathi,
Meetu Street, Ambedhkar Nagar,
Panruti, Cuddalore District.

..Petitioner(s)

Vs

1. The State Inspector of Police
Panruti Police Station,
Cuddalore District.
2. Chitra
W/o. Sundharamoorthy,
Ambedhkar Nagar,
Panruti, Cuddalore District.

..Respondent(s)

PRAYER: This criminal original petition filed under Section 528 BNSS, 2023 to call for records about the FIR bearing Crime No.663/2024 on the file of the Panruti Police Station, Cuddalore District and quash the same.

For Petitioner(s): J.Karthik Eswaran

For Respondent(s): Mr.LEONARD ARUL JOSEPH SELVAM
ADDITIONAL PUBLIC PROSECUTOR
FOR R1



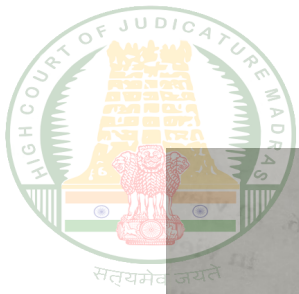
WEB COPY

ORDER

The petitioner/accused in crime No.663 of 2024 for offences under Sections 296 (b), 324(4), 351(2), 329(4) BNS, had filed this quash petition.

2.The fact of the complaint is that on 23.11.2025 at about 9.00p.m. when the defacto complainant's aunt namely Nagammal aged about 70 years was alone at home, the petitioner along with four others came and enquired about Gowtham, her grandson. She informed them that she was not aware of his whereabouts. Thereupon, they abused and threatened her. Hence, a complaint has been lodged.

3.The learned counsel appearing for the petitioner as well as for the defacto complainant submitted that it is a case and counter case and that on the advice of elders, the parties have now amicably settled the issue among themselves. Hence, they seek to quash the proceedings pending against the petitioner and in this regard, a memo of compromise entered into between them, which is scanned and extracted hereunder:



WEB COPY



IN THE HON'BLE HIGH COURT OF JUDICATURE AT MADRAS
(Criminal Original Jurisdiction)
Crl. O.P. No. 33680 of 2025

In
Crime No.663/2024
(On the file of the Panruti Police Station, Cuddalore)

Sachin, (Male/ Age 17 yrs)
Son of Mayavel,
Rep by his Mother M. Revathi,
Meettu Street, Ambedkar Nagar,
Panruti, Cuddalore Dist.,

Versus

...Petitioner/ Accused

1. The State Inspector of Police
Panruti Police Station
Cuddalore District.,

...1st Respondent/ Complainant

2. Chitra (Female/ Age 43 yrs)
W/o.Sundharamoorthy
Ambedkar Nagar,
Panruti, Cuddalore Dist.,

...2nd Respondent/ Defacto Complainant

MEMO OF COMPROMISE ENTERED BETWEEN THE ACCUSED
AND DE FACTO COMPLAINANT

1. The case of the prosecution is that on 23.11.2024 at about 09.00 p.m., when the de facto complainant, aunt one Nagammal (aged 70 years), was alone at her residence, the Petitioner, along with four unidentified persons from the same village, allegedly came to her house and inquired about the whereabouts of her grandson, Gautham.

M. Revathi

Sachin

3

S. Rajan



WEB COPY

7

2. When the de facto complainant aunt stated that she did not know where her grandson was, the Petitioner is said to have threatened her with dire consequences, uttering that "your grandson Gautham will not be safe and will be killed at our hands." It is further alleged that the Petitioner and his associates caused damage to household articles by breaking a water jug, chairs, and other items belonging to the de facto complainant aunt house.
3. Based on the said occurrence, the de facto complainant lodged a complaint before the 1st Respondent Police Station. Consequently, a case was registered in Crime No. 663 of 2024 for offences punishable under Sections 296(b), 324(4), 351(2), and 329(4) of the Bharatiya Nyaya Sanhita, 2023.
4. The Petitioner further submits that both the Petitioner and the defacto complainant have since entered into amicable compromise and are now maintaining a cordial relationship. They belong to the same locality and are on relatives terms. Continuation of the criminal proceedings would only lead to unnecessary hardship, animosity, and loss to both parties.
5. The Petitioner and the defacto complainant jointly seek the kind indulgence of this Hon'ble Court to quash the above-mentioned FIR as well as all consequential proceedings arising therefrom, in view of the fact that a compromise has been effected between both parties. The defacto complainant is no longer interested in pursuing the matter. Furthermore, in cases where a compromise

M. Gnanesh

S. Srinivasan



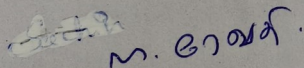
8

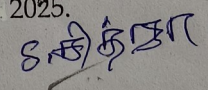
has been duly arrived at between the parties, no useful purpose would be served in continuing with the proceedings in the light of such settlement.

6. In view of the facts and circumstances stated hereinabove, and also in view of the compromise arrived at between the parties, the FIR in question is liable to be quashed, as the continuance of the proceedings in the said FIR would amount to an abuse of the process of law.
7. The Petitioner/Accused submits that he is not a proclaimed offender. Both parties are now residing peacefully and maintaining cordial relations. Hence, quashing of the present proceedings is necessary to safeguard the life, liberty, and peaceful coexistence of both parties, in addition to the facts narrated above.

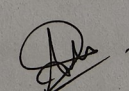
In the above circumstances, it is prayed that this Hon'ble may be pleased to pass further orders in terms of the memo of compromise which may deem fit and proper to the facts and circumstances of the case and thus render justice.

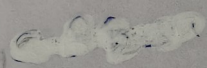
Dated at Chennai on this 19th day of November 2025.


Petitioner/Accused


Defacto Complainant

Through


Counsel for Accused and
Defacto Complainant.


Defacto complainant



WEB COPY

4. Heard both sides and perused the materials available on record.

5. The case is still at the stage of investigation. By passage of time, the parties have decided to bury their hatchet and compromise the dispute amicably among themselves.

6. The petitioners and the *de facto* complainant/R2 appeared before this Court and were identified by their respective counsel as well as by Mr.S.Senthilkumar, HC 205, Panruti Police Station, Cuddalore District.

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

8. The learned Additional Public Prosecutor appearing on behalf of the first respondent submitted that though the parties entered into a compromise while this case is pending, this Court, taking into account the seriousness of the offence, has to consider the issue as to whether offences of this nature can be quashed on the ground of compromise between parties.



9.The main issue that requires the consideration of this Court is as to whether this Court can quash the criminal proceedings involving non-compoundable offences pending against the petitioner. 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.

10.In the present case, the offences in question are purely individual/personal in nature. It involves dispute between the petitioner and the second respondent defacto complainant 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 pending against the petitioner in crime No.663 of 2024 on the file of the first respondent police.



WEB COPY

11. Accordingly, this Criminal Original Petition stands allowed and the proceedings in Crime No.663 of 2024 pending on the file of the first respondent police, is quashed as against the petitioner.

12. The affidavits and the Joint Memo of Compromise filed by the petitioner and the second respondent defacto complainant for compromising the offences shall form part of the records.

10-04-2026

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

To

1. The State Inspector of Police
Panruti Police Station,
Cuddalore District.
2. The Public Prosecutor
High Court, Madras.



WEB COPY

CRL OP No. 33680 of 2



M.NIRMAL KUMAR, J.

sms

CRL OP No. 33680 of 2025

10-04-2026