



Crl.O.P.No.4397 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.02.2026

CORAM:

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

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and

Crl.M.P.Nos.3122 & 3123 of 2026

1.Chozan
2.Viji@ Vijayan
3.Perumal
4.Thirumal M
5.Boobalan
(Wrongly mentioned as Poopalan
instead of Boobalan in F.I.R)

6.Manikandan E
(Wrongly mentioned as Manigandan
instead of Manikandan in FIR)

7.Durairaj

...Petitioners

Vs.

1.The State Rep By,
The Inspector of Police
Anakkavoor Police Station,
Tiruvannamalai District.
Crime No.318 of 2023.

2.Karunaneethi

...Respondents

Criminal Original Petition filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita/Section 482 Cr.P.C., to call for the entire records
pertaining to Charge Sheet filed in C.C.No. 232 of 2023 on the file of the



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Judicial Magistrate Court, Cheyyar and quash the same as against the petitioners concerned.

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For Petitioners : Mr.M.Mukilvannan for
M/s.Sudha Ramalingam

For R1 : Mr.S.Santhosh
Government Advocate (Crl.Side)

ORDER

The present Criminal Original Petition has been filed seeking to quash the proceedings in C.C.No. 232 of 2023 on the file of the Judicial Magistrate Court, Cheyyar.

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

3. Based on the complaint given by the *de facto* complainant/R2, a case in Crime No. 318 of 2023 was registered on the file of the first respondent police against the petitioners, for the offences under Sections 147, 341, 294(b), 506(1) and 447 of IPC. After completion of the investigation, the respondent police filed the final report for the offences under Sections 147, 341, 294(b), 506(i) and 447 of IPC.

4. Learned counsel appearing for the petitioners as well as for the *de facto* complainant submitted that on the advice of elders, the parties



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have now amicably settled the issue among themselves. Hence, they seek to 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.

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

7. Learned Government Advocate (Crl.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 as to whether this Court can quash the criminal proceedings involving non-



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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. 232 of 2023 on the file of the Judicial Magistrate Court, Cheyyar, in exercise of its jurisdiction under Section 482 Cr.P.C./Section 528 BNSS.



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10. Accordingly, this Criminal Original Petition stands disposed of. Consequently, the connected Criminal Miscellaneous Petitions are closed. The proceedings in C.C.No. 232 of 2023 on the file of the Judicial Magistrate Court, Cheyyar, is quashed as against the petitioners.

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.

23.02.2026

rpl

Neutral Citation: Yes/No

To

1.The Judicial Magistrate Court, Cheyyar.

2.The Inspector of Police
Anakkavoor Police Station,
Tiruvannamalai District.

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



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A.D.JAGADISH CHANDIRA, J.

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