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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 02-11-2026

CORAM

THE HON'BLE MR. JUSTICE R.VIJAYAKUMAR

CRL OP(MD) No. 5385 of 2025
&
CRL MP(MD) Nos. 3910 and 3909 of 2025

CNR:{HCMD010326652025}

Rajeshkumar

..Petitioner

Vs

1. The State of Tamil Nadu,
   Rep. By, The Inspector of Police,
   AWPS, Madurai Town,
   Madurai City,
   (Crime No. 1 of 2024)

2. K.Karpagaselvi

..Respondents

PRAYER: This Petition filed under section 528 of B.N.S.S, to call for the records relating to in C.C. No. 1144 of 2024 on the file of the Judicial Magistrate cum Additiional Mahila court, Madurai, (Transferred from C.C. No. 1144 of 2024 on the file Judicial Magistrate No.1, Madurai) and Quash the same.

For Petitioner : Mr. V.Illanchezian

For R1 : Mr. B.Arun,
Government Advocate (Crl. Side)

For R2 : Mr. S.R.S. Balraj,
Government Advocate (Crl. Side)

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ORDER

The present petition has been filed by the accused in C.C.No.1144 of 2024 on the file of Judicial Magistrate cum Additional Mahila court, Madurai, seeking to quash the charge sheet wherein the petitioner is charged with the offences under Sections 498(A) and 406 of IPC

2. Pending trial, the parties have entered into a compromise wherein the de-facto complainant had agreed for quashing of the charge sheet.

3. The de-facto complainant, who is the wife of the sole accused, is present before this Court, and she submitted that the matter has been compromised and they have got divorce by mutual consent in H.M.O.P. No.4902 of 2026 on the file of IV Additional Family Court, Madurai. She further submitted that in view of the mutual agreement, she has agreed for quashing of the charge sheet. Compromise memo is filed before this Court. Paragraph Nos. 6 to 8 of the compromise memo are extracted as follows:

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6. I submit that the petitioner and myself had arrived at a compromise and amicably settled the issues and filed a Mutual consent divorce Petition u/s.13(b) of Hindu Marriage Act, on 21.09.2026 along with a Mutual Consent Agreement. The same was numbered as HMOP. No 4902 of 2026.

7. I submit that on 13.10.2026 the petitioner and I had withdrawn the respective petitions before the court and on 15.10.2026 the Hon'ble Addl. Family court had allowed the HMOP.No.4902 of 2026 and dissolved the marriage and granted divorce. The Operative portion of the B-Diary reads as follows "In the result the petition is allowed for Divorce. The marriage solemnized between the 1st Petitioner and 2nd Petitioner on 15.02.2002 at S.V.S.V. Subramanian Pushpavalliammal mahal, Kamarjar salai, Madurai-09 is hereby dissolved by mutual consent, under section 13-B of Hindu marriage Act, 1955. No costs".

8. I submit that the petitioner and I had amicably settled the matrimonial issues and Mutual consent divorce had been granted on 15.10.2026 therefore, the petitioner and I decided to file this Joint Compromise memo to quash the C.C.No. 144 of 2024 on the file of the Judicial Magistrate cum Additional Mahila Court, Madurai (Transferred from C.C.No. 1144 of 2024 on the file Judicial Magistrate No. 1, Madurai).

4. Today, the de-facto complainant/second respondent is present in-person and she acknowledges the fact that she had agreed for quashing of the charge sheet.

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5. Considering the above said facts, charge sheet in C.C.No.1144 of 2024 on the file of Judicial Magistrate cum Additional Mahila court, Madurai, is hereby quashed insofar as the petitioner is concerned.

6. Accordingly, this Criminal Original Petition stands allowed. The joint compromise memo shall form a part and parcel of the order. Consequently, connected miscellaneous petitions are also closed.

02-11-2026

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

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To:-

1.The learned Judicial Magistrate cum Additional Mahila court, Madurai.

2. The Inspector of Police,
   AWPS,
   Madurai Town,
   Madurai City.

3. The Additional Public Prosecutor
   Madurai Bench of Madras High Court
   Madurai

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R.VIJAYAKUMAR, J.

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