



WEB COPY



CrI.OP.(MD).No.838 of 2019

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.02.2026

CORAM:

THE HONOURABLE MR.JUSTICE MOHAMMED SHAFFIQ

CRL.R.C.(MD)No.838 of 2019

Suveekaran

... Petitioner

vs.

1. The Inspector of Police  
Pudukottai Police Station  
Thoothukudi district (crime No.121 of 2011)

2. Sam Kirubakaran  
S/o.Sundarapandiyan

... Respondents

*(R2 is impleaded as per order of the court dt.24.06.2024 in CrI.MP(MD).5579 of 2024 in CrI.RC(MD).838 of 2019 by KKRKJ)*

**PRAYER:** Criminal Revision Petition is filed under Section 397 r/w.401 of Cr.P.C., to call for the records of the order passed by the 1<sup>st</sup> Additional District and Sessions Court, Thoothukudi made in CrI.A.No.18 of 2016 dated 13.08.2019 confirming the conviction and sentence imposed upon the accused by the Judicial Magistrate No.1, Thoothukudi in C.C.No.215 of 2013, dated 18.04.2016 and set aside the same and pass such further or other orders.

|                |                                                       |
|----------------|-------------------------------------------------------|
| For Petitioner | : Mr.S.Muthumalai Raja                                |
| For R-1        | : Mr.A.Thiruvadikumar<br>Additional Public Prosecutor |
| For R-2        | : Mr.J.Shankarapandiyan                               |



## **ORDER**

WEB COPY

Heard Mr.S.Muthumalai Raja, learned Counsel for Revision Petitioner, Mr.A.Thiruvadikumar, learned Additional Public Prosecutor for 1<sup>st</sup> Respondent and Mr.J.Shankarapandiyan, learned Counsel for 2<sup>nd</sup> Respondent.

2. This Criminal Revision Case has been filed challenging the order dated 13.08.2019 passed by 1<sup>st</sup> Additional District and Sessions Judge, Thoothukudi in Crl.A.No.18 of 2016 by confirming the judgment passed by Judicial Magistrate No. 1, Thoothukudi in C.C.No.215 of 2013, dated 18.04.2016.

3. Mr.S.Muthumalai Raja, learned Counsel for Revision Petitioner would submit that Petitioner was convicted by Judicial Magistrate No.1, Thoothukudi in C.C.No.215 of 2013, dated 18.04.2016 and sentenced to undergo Rigorous Imprisonment for two years and to pay a fine of Rs.2000/- in-default, to undergo three months simple imprisonment for the offence under Section 406 of IPC.

3.1. Aggrieved, Petitioner filed criminal appeal in Crl.A.No.18 of 2016 before 1st Additional District and Sessions Judge, Thoothukudi and the lower Appellate Court, by the judgment dated 13.08.2019 dismissed the appeal and confirmed the judgment passed by Trial Court.



WEB COPY

4. It is submitted by the learned Counsel for both parties that the issues raised between the Petitioner and 2<sup>nd</sup> Respondent have been resolved. A Joint Compromise Memo has been filed to that effect, wherein it has been stated that the petitioner has agreed to pay Rs.5,00,000/- to the respondent towards full and final settlement in three instalments. The 2<sup>nd</sup> Respondent has agreed to withdraw the complaint against Petitioner. Learned Counsel, on instructions from 2<sup>nd</sup> Respondent, also submits that 2<sup>nd</sup> Respondent has no objection to the Criminal Revision Case being allowed. The said Joint Compromise memo dated 17.02.2026 is scanned and extracted hereunder:





WEB COPY



Crl.OP.(MD).No.838 of 2019

4. It is submitted that the respondent/defacto complainant, in view of the above settlement, has no objection for <sup>modification</sup> setting aside the conviction and sentence imposed on the petitioner and for allowing the Criminal Revision Case.

5. It is submitted that the compromise has been entered into voluntarily, out of free will, without any coercion, undue influence or pressure from any quarter.

6. It is therefore submitted that in view of the above amicable settlement between the parties, this Hon'ble Court may be pleased to record this Joint Compromise Memo and pass appropriate orders in Crl.R.C. No.838 of 2019.

It is therefore prayed that this Hon'ble Court may be pleased to record the above compromise and pass appropriate orders in Crl.R.C. No.838 of 2019, and thus render justice.

Dated at Madurai on this <sup>1st</sup> day of February 2020.

S. Suresh Chandra  
Petitioner/Accused

*[Signature]*  
Respondent/Defacto Complainant

*[Signature]*  
Counsel for Petitioner

*[Signature]*  
Counsel for Respondent



Crl.OP.(MD).No.838 of 2016

5. The learned counsel for the petitioner would submit that the petitioner has already paid a sum of Rs.5,00,000/- to the respondent by way of Demand Draft bearing No.157991 dated 23.02.2026.

6. In view of the Joint Compromise Memo dated 17.02.2026, orders passed by 1<sup>st</sup> Additional District and Sessions Judge, Thoothukudi in Crl.A.No.18 of 2016, dated 13.08.2019 and Judicial Magistrate No.I, Thoothukudi in C.C.No.215 of 2013 dated 18.04.2016, are set aside. Consequently, the Petitioner is acquitted.

7. This Criminal Revision Case stands **disposed of** in terms of the above Joint Compromise Memo dated 17.02.2026, which shall form part and parcel of the order. No costs.

Index :Yes / No  
Internet :Yes / No  
NCC :Yes / No  
gvn

**25.02.2026**



WEB COPY



Crl.OP.(MD).No.838 of 2019

**MOHAMMED SHAFFIQ, J.**

gvn

To:

- 1.The 1<sup>st</sup> Additional District and Sessions Judge, Thoothukudi.
- 2.The Judicial Magistrate No.1, Thoothukudi.
- 3.The Inspector of Police,  
Pudukottai Police Station,  
Thoothukudi District.  
Crime No.121 of 2011.
- 4.The Additional Public Prosecutor,  
Madurai Bench of Madras High Court, Madurai.

Order made in  
Crl.R.C(MD)No.838 of 2019

25.02.2026