

**IN THE COURT OF THE PRINCIPAL DISTRICT AND SESSIONS JUDGE,
COIMBATORE.**

Present: **Tmt. G. VIJAYA, B.A., M.L., PGDCFS**
Principal District Judge, Coimbatore.

Tuesday, this the 10th day of March 2026

SESSIONS CASE No: 53/2026

(P.R.C.No.32/2025 of Judicial Magistrate No.II, Pollachi)
(Mahalingapuram Police Station, Crime No.64/2025)

1. Complainant : STATE, by the Inspector of Police,
Mahalingapuram Police Station,
Pollachi.
2. Name of the Accused : 1. Joseph (22/2025),
S/o.Asirvatham.
2. Muniselvam (20/2025),
S/o.Sakthivel.
3. Charge framed : ----
4. Plea of the accused : -----
5. Findings of the Court : This case is closed as quashed.
6. Judgment : In view of the Judgment of the Hon'ble
High Court of Madras mentioned above,
this case in SC.No.53/2026 which is
pending before this Court is closed as
quashed by the Hon'ble High Court of
Madras.

This case came up before me for final hearing on 10-03-2026 in the presence of **Thiru.V.Ravichandran**, Public Prosecutor for the prosecution and this Court passes the following:

JUDGMENT:

A-1 and A-2 present.

A-1 filed a memo stating that the Hon'ble High Court of Madras vide its order in CrI.O.P.No.3833/2026, dated 17-02-2026, quashed the present case. The web copy of the above said order has been produced along with the memo.

Memo filed by A-1 is recorded.

On perusal of the above said order passed by the Hon'ble High Court of Madras, it appears that before the Hon'ble High Court of Madras, both parties represented that A-1 and the defacto complainant are relatives and A-2 is the friend of A-1. Due to misunderstanding between them, the occurrence had taken place and on the advice of the elders, the parties now amicably settled the issue among themselves.

While passing order in the above said petition, the Hon'ble High Court of Madras has held that;

“the main issue that requires the consideration of this Court is as to whether this Court can quash the criminal proceedings involved 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 Section 528 of 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 the 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 P.R.C.No.32/2025 on the file of the Judicial Magistrate No.II, Pollachi, in exercise of its jurisdiction under Section 482 of Cr.P.C. / Section 528 of BNSS.”

In view of the judgment of the Hon’ble High Court of Madras mentioned above, this case in S.C.No.53/2026 which is pending before this Court is closed as quashed by the Hon’ble High Court of Madras.

Pronounced by me in open Court, this the 10th day of March 2026.

Principal District and Sessions Judge,
Coimbatore.

Copy to:

The Judicial Magistrate No.II, Pollachi.

// True copy //

**Draft / Fair / Copy of Judgment
in S.C.No.53/2026
Dated / 10-03-2026**