

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.D.RAJAN

THURSDAY, THE 30TH DAY OF JULY 2015/8TH SRAVANA, 1937

CRL.A.No. 784 of 2008 ()

AGAINST THE JUDGMENT IN CrI.L.P. 36/2008 of HIGH COURT OF KERALA
DATED 16-01-2008

AGAINST THE JUDGMENT IN CC 676/2003 of J.M.F.C., TALIPARAMBA DATED 03-
11-2004

APPELLANT/COMPLAINANT:

A.RAJAN, S/O.KUNHAMBU, AGED 46 YEARS,
ATHIYADATH HOUSE, MORAZHA AMSOM, KANOOL DESOM
P.O.KANOOL, TALIPARAMBA TALUK.

BY ADV. SRI.O.V.MANIPRASAD

RESPONDENT(S)/ACCUSED AND STATE:

1. DEVASSIA KADAKKUZHIYIL, S/O.DEVASSIA,
KADAKKUZHIYIL HOUSE, P.O.THIMIRI, PERUMPADAVU
VIA-CHAPPARAPPADAVU, TALIPARAMBA TALUK
KANNUR DISTRICT.

2. STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

R, BY ADV. PUBLIC PROSECUTOR SMT SEENA RAMAKRISHNAN

THIS CRIMINAL APPEAL HAVING BEEN FINALLY HEARD ON 30-07-
2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

P.D.RAJAN, J

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Crl. A.No. 784 of 2008
.....

Dated 30th July, 2015

JUDGMENT

Heard. Adv.Jose Antony who represents the counsel for the appellant, Sri O.V.Maniprasad, submitted that even after earnest efforts, he could not contact the appellant. This court on several occasions directed the appellant to take steps against first respondent. Leave was granted on 16.1.2008. On 24.1.2015, this court directed to issue notice through special messenger to first respondent and the case was posted to 30.7.2015. The messenger D.K.Dinesh Babu reported that even after several requests, learned counsel failed to furnish the details of the first respondent and he did not remit the bata, hence he returned the order issued from the Registry.

2. Today, when the matter came up for hearing, the learned counsel appearing on behalf of the appellant submitted that he is not interested in prosecuting the matter. In the light of the above submission, this appeal is dismissed for non prosecution.

P.D.RAJAN, JUDGE

lgk