

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

**THE HONOURABLE MR. JUSTICE P.UBAID**

**FRIDAY, THE 20TH DAY OF NOVEMBER 2015/29TH KARTHIKA, 1937**

**Crl.L.P.No. 463 of 2015**  
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**AGAINST THE JUDGMENT IN CC 69/2012 OF J.M.F.C.-II, KASARAGOD  
DATED 20-10-2015**

**PETITIONER/COMPLAINANT :-**  
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**RAMACHANDRA BHAT.K.S., AGED 63 YEARS,  
S/O.LATE SUBRAYA BHAT, KALYANGAD HOUSE,  
P.O.ROAD, NAGAR, KASARAGOD TALUK - 671 124.**

**BY ADVS.SRI.K.SHRIHARI RAO  
SMT.N.SHOBHA  
SRI.A.S.SREEKANTH**

**RESPONDENT(S)/ACCUSED :-**  
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- 1. JOLLY ABRAHAM, AGED 36 YEARS,  
ADVOCATE, OPPOSITE GOVERNMENT COLLEGE,  
P.O. VIDHYANAGAR, KASARAGOD TALUK - 671 123.**
- 2. THE STATE OF KERALA,  
REPRESENTED BY ITS PUBLIC PROSECUTOR,  
HIGH COURT OF KERALA,  
ERNAKULAM, KOCHI - 682 031.**

**R2 BY SMT.LISHA M.G., GOVERNMENT PLEADER**

**THIS CRIMINAL LEAVE PETITION HAVING BEEN FINALLY HEARD  
ON 20-11-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

**rkj**

**P.UBAID, J.**

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**Crl.Leave Petition No.463 of 2015**  
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Dated this the 20<sup>th</sup> day of November, 2015

**ORDER**

Heard.

2. The petitioner is aggrieved by the finding of the trial court regarding the transaction alleged, and the legally enforceable debt. I find that the petitioner has a case to be argued in appeal. Hence, the petition is allowed. The petitioner is granted leave to file appeal against the judgment of acquittal of the Judicial First Class Magistrate Court-II, Kasaragod in C.C.No.69 of 2012.

Sd/-

**P.UBAID  
JUDGE**

rkj

//TRUE COPY//

P.A. TO JUDGE