

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.UBAID

THURSDAY, THE 15TH DAY OF JANUARY 2015/25TH POUSHA, 1936

Cr1.MC.No. 253 of 2015

IN CC 2624/2014 OF THE JUDICIAL FIRST CLASS MAGISTRATE COURT,
CHAVAKKAD

CRIME NO. 141/2012 OF GURUVAYOOR POLICE STATION , TRISSUR

PETITIONER/ACCUSED:

K.G.PRAKASH, AGED 58 YEARS,
S/O.K.P.GOVINDHAN, KEECHERIPARAMBU HOUSE, WEST VENGOLA
PERUMBAVOOR VILLAGE, ERNAKULAM DISTRICT - 683522.

BY ADV. SRI.RAJIT

RESPONDENTS/STATE & DEFACTO COMPLAINANT:

1. STATE OF KERALA
REP. BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA
ERNAKULAM.
2. VIMAL, AGED 30 YEARS
S/O.KRISHNAN VAIDYAR, VALIYATH HOUSE,
THAMARAYOOR DESOM, POOKODE VILLAGE,
CHAVAKKAD TALUK,
THRISSUR DISTRICT - 680 506

R2 BY ADV. SRI.V.V.JOY

R1 BY PUBLIC PROSECUTOR SMT.P.MAYA

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 15-01-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

Crl.MC.No. 253 of 2015

APPENDIX

PETITIONER'S ANNEXURES:

ANNX A- COPY OF THE FINAL REPORT FILED BY THE GURUVAYOOR POLICE
STATION, THRISSUR DISTRICT

ANNX B- COPY OF THE JUDGMENT IN CRL.M.C.2260/2014 DATED
02.06.2014

ANNX C- COPY OF THE AFFIDAVIT FILED BY THE 2ND RESPONDENT.

RESPONDENTS' ANNEXURES:

NIL

//TRUE COPY//

P.A TO JUDGE

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P.UBAID, J.

Crl.M.C No.253 of 2015

Dated this the 15th day of January, 2015

O R D E R

The petitioner herein is the original 3rd accused in C.C No.1861/2013 of the Judicial First Class Magistrate Court, Chavakkad. The offences involved in the crime (Crime No.141/2012 of the Guruvayoor Police Station) are under Sections 420, 465, 468, 471 and 120(b) r/w 34 of the Indian Penal Code. The case against the original accused Nos.1 and 2 in C.C No.1861/2013 was quashed by this Court, on the ground of amicable settlement made between the parties as per order dated 2.6.2014 in Crl.M.C No.2260/2014. The case against the petitioner herein was split up and refiled as C.C No.2624/2014. Now the case against him is also sought to be quashed on the ground of amicable settlement. The defacto complainant, who made complaint is the 2nd respondent herein. He has filed affidavit to the effect that he has settled the whole dispute with the accused, and he has no complaint or grievance now. I find that there is a real and genuine settlement between the parties, and that the prosecution against the petitioner herein also can

be quashed, as done in the case of the other accused.

In the result, this Criminal Miscellaneous Case is allowed. The prosecution against the petitioner herein in C.C No.2624/2014 before the Judicial First Class Magistrate Court, Chavakkad, will stand quashed under Section 482 of the Code of Criminal Procedure. Accordingly, the petitioner will stand released from prosecution, and the bail bond, if any, executed by him will stand discharged.

**P.UBAID
JUDGE**

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