

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.UBAID

FRIDAY, THE 20TH DAY OF FEBRUARY 2015/1ST PHALGUNA, 1936

Crl.MC.No. 431 of 2015 ()

**Crl.Rev.Pet 646/2014 of HIGH COURT OF KERALA
CC 327/2012 of JUDICIAL FIRST CLASS MAGISTRATE COURT-I,THAMARASSERY
=====**

PETITIONER/2ND ACCUSED:

**FIROSKHAN P.K., AGED 42 YEARS
S/O.KUNHAMMED, MAKKOTTATHIL HOUSE
UNNIKULAM P.O., KELOTH POONOOR, KOZHIKODE.**

**BY ADVS.SRI.T.G.RAJENDRAN
SMT.ANN SUSAN GEORGE**

RESPONDENT/COMPLAINANT/STATE:

- 1. SUB INSPECTOR OF POLICE
THAMARASSERY POLICE STATION, 673508.**
- 2. STATE OF KERALA
REP.BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA
ERNAKULAM-682031.**

BY PUBLIC PROSECUTOR SMT. P. MAYA

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 20-02-2015, THE
COURT ON THE SAME DAY PASSED THE FOLLOWING:**

Crl.MC.No. 431 of 2015 ()

APPENDIX

PETITIONER'S EXHIBITS

ANNEXURE-I: COPY OF THE FINAL REPORT DATED 1.2.2012.

ANNEXURE-II: COPY OF THE CHARGE DATED 5.9.2012.

ANNEXURE-III: COPY OF THE ORDER IN CRL.RP 646/2014 OF THIS HON'BLE COURT.

RESPONDENTS' EXHIBITS

NIL

// TRUE COPY // P.A. TO JUDGE

SD

P. UBAID, J.

Crl.M.C.No.431 of 2015

Dated this the 20th day of February, 2015

O R D E R

The petitioner herein is the 2nd accused in C.C.No.327/2012 of the Judicial First Class Magistrate Court-I, Thamarassery. He challenges the charge framed by the court below against him. But the said charge stands already set aside by this Court as per order dated 02.09.2014 in Crl.R.P.No.646/2014. This Court has directed the court below to frame a proper charge according to law. There is report by the learned Magistrate that the case stands posted to 19.02.2015 for framing charge against the accused Nos.1 to 3, as directed by this Court. In such a situation, this Crl.M.C. need not proceed. This petition to quash the charge which already stands set aside by this Court cannot be entertained.

Accordingly, this Crl.M.C. is dismissed.

Sd/-

P. UBAID, JUDGE

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