

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.ABRAHAM MATHEW

TUESDAY, THE 2ND DAY OF JUNE 2015/12TH JYASHTA, 1937

Crl.MC.No.842 of 2015

CRIME NO.48/2015 OF MUNAMBOM POLICE STATION,ERNAKULAM.

...

PETITIONERS/ACCUSED 1 & 2:

1. **AJAY SINGH,AGED 35 YEARS,S/O.NAND SINGH,
H.Q.SOUTHERN NAVAL COMMAND,
C.T.O DIVING,NAVAL BASE,KOCHI.**
2. **GOPAL SINGH,AGED 22 YEARS,
VILLAGE POST OFFICE KRISHNA COLONY,
FLAT NO.67,BHIWANI,HARYANA.**

**BY ADVS.SRI.S.RAJEEV
SRI.K.K.DHEERENDRAKRISHNAN
SRI.V.VINAY**

RESPONDENTS/STATE/DEFACTO COMPLAINANT/VICTIMS:

1. **STATE OF KERALA,REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,ERNAKULAM-682031.
(CRIME NO.48/2015 OF MUNAMBAM POLICE STATION,
ERNAKULAM DISTRICT).**
2. **SHAIJU,AGED 31 YEARS,S/O.SHAJU,KARUVELIPARAMBIL,
PACHALAMKARA,POTTAKUZHAY CROSS ROAD,
PACHALAM VILLAGE,KANAYANNUR TALUK,
ERNAKULAM DISTRICT-682012.**
3. **ANISHA,AGED 26 YEARS,W/O.SHAIJU KARUVELIPARAMBIL,
PACHALAMKARA,POTTAKUZHAY CROSS ROAD,
PACHALAM VILLAGE,KANAYANNUR TALUK,
ERNAKULAM DISTRICT-682012.**
4. **VIMAL KUMAR,S/O.VIKRAMAM,KAYAPPILLY PARAMBU,
SWAMIPPADI,ELAMAKKARA VILLAGE,
KANAYANNUR TALUK,ERNAKULAM DISTRICT-682012.**

**R1 BY PUBLIC PROSECUTOR SRI.DHANESH MATHEW MANJOORAN.
R2 TO R4 BY ADV.SRI.VINOD KUMAR.C**

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 02-06-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

APPENDIX

PETITIONER'S ANNEXURES:

**ANNEXURE I: CERTIFIED COPY OF THE FIRST INFORMATION REPORT IN
CRIME NO.48/2015 OF MUNAMBAM POLICE STATION.**

**ANNEXURE II: AFFIDAVIT SWORN BY THE SECOND RESPONDENT
DATED 4.2.2015.**

**ANNEXURE III: AFFIDAVIT SWORN BY THE THIRD RESPONDENT
DATED 4.2.2015.**

**ANNEXURE IV: AFFIDAVIT SWORN BY THE FOURTH RESPONDENT
DATED 4.2.2015.**

RESPONDENT'S ANNEXURES: **NIL**

//TRUE COPY//

P.S. TO JUDGE

pk

K. ABRAHAM MATHEW, J.

Crl.M.C. No.842 of 2015

Dated this the 2nd day of June 2015

O R D E R

Petition filed under Sec.482 Cr.P.C.

2. Petitioners are accused in C.C. No.671 of 2015 on the file of the Judicial First Class Magistrate Court, North Paravur. They are alleged to have committed the offences under Secs.323, 324, 326 and 354 read with Sec.34 of Indian Penal Code. It is submitted that the matter has been settled. The prayer is to quash the proceedings in the criminal case.

3. Heard the learned counsel for the petitioners, respondents 2 to 4 and the learned Public Prosecutor.

4. I have perused the affidavits filed by respondents 2 to 4. I am satisfied that the allegations are true and no public interest is involved in this case.

In the result, this Crl.M.C. is allowed. The proceedings in C.C. No.671 of 2015 on the file of the Judicial First Class Magistrate Court, North Paravur are

quashed. If any material objects have been produced in this case, the learned Magistrate is directed to dispose them of.

Sd/-
K. ABRAHAM MATHEW
JUDGE
/ True Copy /

NS

P.A. To Judge