

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE ALEXANDER THOMAS

TUESDAY, THE 7TH DAY OF JULY 2015/16TH ASHADHA, 1937

Cri.MC.No. 295 of 2013

CMP 6704/2012 OF CHIEF JUDICIAL MAGISTRATE COURT, KOLLAM DATED 16-10-2012

**CRIME NOS. 1514/2011, 1003/2011 AND 991/2011 OF KOLLAM EAST POLICE STATION,
KOLLAM**
.....

PETITIONER(S)/PETITIONER IN CMP NO.6704/2012/3RD PARTY:

**P.O.THOMAS,
S/O.OOMMEN, AGED 74 YEARS, RESIDING AT PANANGAT BUNGLOW,
PUNUKKNNOOR CHERY, ELAMPALLOOR, KOLLAM.**

**BY ADVS.SRI.HARISH R. MENON
SRI.K.T.SHYAMKUMAR
SMT.M.S.KIRAN**

RESPONDENT(S)ACCUSED:

- 1. STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.**
- 2. VIAJAYAN PILLAI, AGED 62,
S/O.MADHAVAN PILLAI, RATHNAGIRI, ASRAMAM,
KOLLAM, PIN - 691 001.**
- 3. SHOBHANAN PILLAI, AGED 59,
SHOBHANA MANDIRAM, ASRAMAM P.O.,
KOLLAM, PIN - 691 002.**
- 4. M.K.SUNDARAN PILLAI,
S/O.LATE K.P.MADHAVAN PILLAI, SHOBHANA MAANDIRAM,
ASRAMAM P.O., KOLLAM, PIN - 691 002.**

**R1 BY PUBLIC PROSECUTOR SRI.N.SURESH
R2 & R3 BY ADV. SRI.K.RAVIKUMAR
R4 BY ADVS. SRI.SOORAJ T.ELENJICKAL
SRI.K.NIRMALAN**

**THIS CRIMINAL MISC. CASE HAVING BEEN FINALLY HEARD ON
07-07-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

msv/

APPENDIX

PETITIONER(S)' ANNEXURES:

ANNEXURE-A: A TRUE COPY OF THE ORDER DATED 27//6/2011 IN IA NO.8995/2011 IN WPC NO.2456/2011.

ANNEXURE-B: A TRUE COPY OF THE COMMON ORDER DATED 16/3/2012 PASSED BY THE CHIEF JUDICIAL MAGISTRATE COURT, KOLLAM.

ANNEXURE-C: A TRUE ORDER PASSED THE ORDER DATED 16/10/2012 IN CMP NO.6704/2012 IN CRIME NOS.1514/2011, 1003/2011 AND 991/2011.

CRL.MA.6462/2015 IN CRL.MC.295/2013

ANNEXURE A: A TRUE COPY OF THE AWARD DTD.17.6.2015.

RESPONDENT(S)' ANNEXURES:

NIL

//TRUE COPY//

P.S.TO JUDGE

Msv/

ALEXANDER THOMAS, J.
=====

Crl.M.C.No. 295 of 2013
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Dated this the 7th day of July, 2015
ORDER

The prayer in this Crl.M.C. is as follows:

“..... to quash Annexure C order passed by the Chief Judicial Magistrate Court, Kollam in CMP No.6704/2012 in crime Nos.1514/2011, 1003/2011 and 991/2011 and permit the 4th respondent herein to sell the property having an extent of 55.5 cents of land in Re.Survey No.51, Block No.52 of Kollam East Village, to the petitioner in the interests of justice.”

2. Sri.Harish.R.Menon, learned counsel for the petitioner has now filed Crl.M.A.No.6462/2015 in this Crl.M.C. with the following prayer:

“..... permit the petitioner to withdraw the above Crl.M.C. by recording the settlement entered into between the parties as evidenced by Annexure A, if not the petitioner will be put to suffer irreparable loss, damages and inconvenience.”

In the light of the submission made on behalf of the petitioner, this Crl.M.C. is closed recording the settlement at Anx.A award dated 17.6.2015 made through the Lok Adalat (District Legal Services Authority, Kollam) as per the provisions of Sec.19 of the Legal Authorities of Act (Act No.39 of 1987).

sd/+
ALEXANDER THOMAS, JUDGE
///True copy///

P.S. to Judge

