

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE SUNIL THOMAS

MONDAY, THE 9TH DAY OF NOVEMBER 2015/18TH KARTHIKA, 1937

CRL.A.No. 1840 of 2011 ( )

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AGAINST THE ORDER IN M.C.NO.101/2011 IN SC 181/2011 of ADDL. DISTRICT  
COURT (ADHOC-III), KASARAGODE DATED 02-09-2011

APPELLANTS/RESPONDENTS:

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1. RADHA KRISHNAN T.K.,  
AGED 47 YEARS, S/O.KUNJAMBU NAIR, ADKOTHOTTY HOUSE  
KARADKA VILLAGE AND POST.

2. BASHEER @ ABDUL BASHEER,  
AGED 35, S/O.MUHAMMAD KUNHI, AMMAKODE  
THAIVALAPPU, MUTHYAR VILLAGE AND POST.

BY ADV. SMT.VIJAYAKUMARI

RESPONDENT/COMPLAINANT:

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STATE OF KERALA,  
REP. BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA  
ERNAKULAM.

BY PUBLIC PROSECUTOR: SMT LISHA M G

THIS CRIMINAL APPEAL HAVING BEEN FINALLY HEARD ON 09-11-2015, THE  
COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**SUNIL THOMAS, J.**

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**Crl.A.No.1840 of 2011**

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Dated this the 9<sup>th</sup> day of November, 2015

**JUDGMENT**

This is an appeal against the order imposing a penalty of Rs.25,000/- invoking Section 446 of the Cr.P.C. When the matter came up for hearing, learned counsel for the appellants submitted that the appellants have been remitted the amount and hence, the appeal has become infructuous. He seeks permission to withdraw the appeal.

Permission is granted. Accordingly, the appeal is dismissed as withdrawn.

Sd/-

**SUNIL THOMAS  
Judge**

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