

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

**THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW**

**WEDNESDAY, THE 17TH DAY OF JUNE 2015/27TH JYAISHTA, 1937**

**Crl.MC.No. 1636 of 2015**  
-----

**CC 1805/2015 OF JUDICIAL FIRST CLASS MAGISTRATE COURT-I,HOSDRUG**  
-----

**PETITIONER(S)/ACCUSED:**  
-----

**BIJESH .K, AGED 26 YEARS,  
S/O.KUTTYAN, BAKKOTT HOUSE, ARANGADI  
KANHANGAD VILLAGE, KASARAGOD DISTRICT.**

**BY ADVS.SRI.RAHUL SASI  
SMT.NEETHU PREM**

**RESPONDENT(S)/COMPLAINANT:**  
-----

- 1. STATE OF KERALA,  
REP.BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA,  
ERNAKULAM.**
- 2. SUB COLLECTOR,  
KASARAGOD AT KANHANGAD,  
KANHANGAD, KASARAGOD-671315.**
- 3. THE STATION HOUSE OFFICER,  
HOSDURG POLICE STATION, KANHANGAD P.O.,  
KASARAGOD-671315.**

**BY PUBLIC PROSECUTOR SRI.V.S.SREEJITH**

**THIS CRIMINAL MISC. CASE HAVING BEEN FINALLY HEARD ON 17-06-2015,  
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

**PJ**

**Crl.MC.No. 1636 of 2015**  
-----

**APPENDIX**

**PETITIONER(S)' ANNEXURES**  
-----

**ANNEXURE-A1: A TRUE COPY OF THE FIR IN CC NO.1805 OF 2015 ON THE FILES OF  
THE JUDICIAL MAGISTRATE COURT-I, HOSDURG.**

**ANNEXURE-A2: A TRUE COPY OF THE FINAL REPORT IN CC NO.1805 OF 2015 ON THE  
FILES OF THE JUDICIAL MAGISTRATE COURT-I, HOSDURG.**

**ANNEXURE-A3: A TRUE COPY OF THE ORDER DATED 03.07.2014 OF THE  
PROCEEDINGS OF THE SUB COLLECTOR, KASARAGOD AT  
KANHANGAD.**

**RESPONDENT(S)' ANNEXURES**  
-----

**NIL.**

**/ TRUE COPY /**

**P.S. TO JUDGE**

**PJ**

**K.ABRAHAM MATHEW**

-----  
**CRL.M.C.NO.1636 OF 2015**  
-----

**Dated this the 17<sup>th</sup> day of June, 2015**

**O R D E R**  
-----

Petition filed under Section 482 Cr.P.C.

2. Petitioner is the accused in CC.No.1805/2015 on the file of the Judicial First Class magistrate Court-I, Hosdurg. He is charged with having committed certain offences under the Kerala Protection of River Banks and Regulation of Removal of Sand Act and Mines and Minerals Development and Regulation Act. The prayer is to quash the proceedings on the ground that no offence is made out against him.

3. Heard.

4. The prayer to quash the proceedings is made on the ground that the prosecution documents do not disclose commission of the offences. If that is true, the petitioner may plead for discharge. The learned Magistrate shall decide the question on merits.

In the result, this Crl.M.C. is disposed of with the above direction.

sd/-  
**K. ABRAHAM MATHEW**  
**JUDGE**

R.AV

//True Copy//

PA to Judge