

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.ABRAHAM MATHEW

WEDNESDAY, THE 27TH DAY OF MAY 2015/6TH JYAISHTA, 1937

Crl.MC.No.1694 of 2015

CRIME NO.316/2015 OF ANGAMALI POLICE STATION,ERNAKULAM.

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PETITIONER/ACCUSED:

**BINU,AGED 39 YEARS,S/O.ANTONY,
CHITILAPPILLY HOUSE,MOOKKANNOOR VILLAGE,
ERNAKULAM DISTRICT.**

**BY ADVS.SRI.E.C.POULOSE
SMT.BOBBOY RAPHEAL.C**

RESPONDENT'S/DEFACTO COMPLAINANT & STATE:

- 1. LIYA BINU @ LIYA JOY,AGED 25 YEARS
W/O.BINU,PAYYAPPATTU HOUSE,S.J.COLONY
RAMAVARMAPURAM P.O.,THRISSUR DISTRICT - 680 013.**
 - 2. STATE OF KERALA,REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,ERNAKULAM - 682 031.**
- R1 BY ADV.SRI.K.I.SAGEER
R2 BY PUBLIC PROSECUTOR SRI.DHANESH MATHEW MANJOORAN.**

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 27-05-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

pk

Crl.MC.No.1694 of 2015

APPENDIX

PETITIONER'S ANNEXURES:

**ANNEXURE A1: CERTIFIED COPY OF THE F.I.R. IN CRIME NO.316/2015 OF
ANKAMALY POLICE STATION, ERNAKULAM DISTRICT.**

ANNEXURE A2: AFFIDAVIT DATED 02.03.2015 SWORN BY THE 1ST RESPONDENT.

RESPONDENT'S ANNEXURES:

NIL

//TRUE COPY//

P.S. TO JUDGE

pk

K. ABRAHAM MATHEW, J.

Crl.M.C. No.1694 of 2015

Dated this the 27th day of May 2015

ORDER

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

2. The petitioner and the 1st respondent are husband and wife. He is the accused in Crime No.316 of 2015 of Ankamaly Police station. He is alleged to have subjected the 1st respondent to cruelty and assaulted her and thus committed the offences under Secs.498A and 323 of Indian Penal Code. It is submitted that the dispute between the parties has been settled. The request is to quash the proceedings in the criminal case.

3. Heard the learned counsel for the petitioner, the 1st respondent and the learned Public Prosecutor.

4. The 1st respondent has filed an affidavit to the effect that the dispute has been settled and she has no objection to the proceedings in the criminal case being quashed. I am satisfied that the allegation is true. No public interest is involved in this case. This is a fit case to invoke the jurisdiction of this Court under Sec.482

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Cr.P.C. to quash the proceedings in the criminal case.

In the result, this Crl.M.C. is allowed. The proceedings in Crime No.316 of 2015 of the Ankamaly Police station are quashed.

Sd/-
K. ABRAHAM MATHEW
JUDGE

/ True Copy /

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P.A. To Judge