

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

WEDNESDAY, THE 3RD DAY OF JUNE 2015/13TH JYAISHTA, 1937

Crl.MC.No. 1752 of 2015 ()

**CP.NO. 159/2014 OF JUDICIAL FIRST CLASS MAGISTRATE COURT -I,HOSDURG
CRIME NO. 286/2011 OF CHANDERA POLICE STATION , KASARGOD DISTRICT**

PETITIONER/ACCUSED:

**SHAKKEEB.K.C.,
S/O.SHAHUL HAMEED, KOTTAKKAL HOUSE,
KOZHINJODI, CHERUVATHUR VILLAGE,
KASARAGOD DISTRICT.**

**BY ADVS.SRI.K.R.AVINASH (KUNNATH)
SRI.ABDUL RAOOF PALLIPATH**

RESPONDENTS/DEFACTO COMPLAINANT & STATE:

- 1. SUHAIRA,
D/O.T.V.SHAHUL HAMEED,AGED 19 YEARS,
SUHAIRAS, KAITHAKKAD,
CHERUVATHUR, KASARGOD - 671 313.**
- 2. T.V. SHAHUL HAMEED, AGED 54 YEARS,
S/O.ABDUL KHADER, SUHAIRAS, KAITHAKKAD,
CHERUVATHUR, KASARGOD - 671 313.**
- 3. THE STATION HOUSE OFFICER,
CHANDERA POLICE STATION, KASARGOD - 671 313.**
- 4. THE STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM - 682 031.**

**R1 & R2 BY ADV. SRI.U.P.BALAKRISHNAN
R3 & R4 BY PUBLIC PROSECUTOR SRI.DHANESH MATHEW MANJOORAN**

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 03-06-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

sts

Crl.MC.No. 1752 of 2015 ()

APPENDIX

PETITIONER(S)' ANNEXURES:

ANNEX 1: TRUE COPY OF THE FINAL REPORT IN CRIME NO. 286/2011.

**ANNEX 2: TRUE COPY OF THE AFFIDAVIT SWORN BY 1ST AND 2ND
RESPONDENTS.**

**ANNEX 3: TRUE COPY OF THE CERTIFICATE ISSUED BY PRINCIPAL, RAHMANIYA
AFSALL UL-ULAMA ARABIC COLLEGE, PADANA DATED 12/05/2011.**

RESPONDENT(S)' ANNEXURES:

NIL

/TRUE COPY/

P.A.TO JUDGE

sts

K. ABRAHAM MATHEW, J.
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Crl. M.C. No. 1752 of 2015
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Dated this the 3rd day of June, 2015

O R D E R

Petition filed under section 482 Cr.P.C.

2. Petitioner is the accused in C.P. No. 159 of 2014 on the file of the Judicial Magistrate of the First Class-I, Hosdurg. He is alleged to have kidnapped a girl and thus committed the offence under section 363 IPC. It is submitted that the matter has been settled. The request is to quash the proceedings in the criminal case.

3. Heard learned counsel for the petitioner and the first respondent.

4. I have perused the affidavit filed by the second respondent. I am satisfied that the matter has been settled. The marriage of the victim is scheduled to be solemnized immediately. No public interest is involved in it.

In the result, this Crl. M.C. is allowed. The proceedings in C.P. No. 159 of 2014 on the file of the Judicial Magistrate of the First Class-I, Hosdurg are quashed.

Sd/-
K. ABRAHAM MATHEW
JUDGE

DST

//True Copy//

P.A. To Judge