

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

TUESDAY, THE 24TH DAY OF NOVEMBER 2015/3RD AGRAHAYANA, 1937

Cr1.MC.No. 2420 of 2015 ()

CRIME NO. 254/2015 OF KASARAGOD POLICE STATION, KASARAGOD

PETITIONER/ACCUSED:

PRADEEP KUMAR.V.L. AGED 40 YEARS
S/O VASUDEVAN PILLAI, RESIDING AT 'RADHAS', CHAVARA
KARUNAGAPPILLY, KOLLAM DISTRICT.

BY ADVS.SRI.I.V.PRAMOD
SRI.S.U.NAZAR

RESPONDENT/COMPLAINANT/STATE:

1. STATE OF KERALA
REPRESENTED BY PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM-682031.

2. REHMATH
W/O ABBAZ, KASAFELIS, NEAR VILLAGE
OFFICE, VELOOR, P.O.
VELOOR, PAYYANNUR VIA
KANNUR DISTRICT-670370.

R2 BY ADVS. SRI.JAWAHAR JOSE
SRI.ARUN AJAY SHANKAR
R1 BY PUBLIC PROSECUTOR SMT.SAREENA GEORGE.

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 24-11-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

Cr1.MC.No. 2420 of 2015 ()

APPENDIX

PETITIONER(S) ' ANNEXURES :

ANNEXURE A1: A TRUE COPY OF THE BANK STATEMENT OF SYNDICATE
BANK, KASARAGOD BRANCH DATED 6.4.2015.

ANNEXURE A2: A TRUE COPY OF THE SALE DEED NO.4691/2014 DATED
16.9.2014 OF SRO, KASARAGOD.

ANNEXURE A3: A TRUE COPY OF THE AGREEMENT DATED 17.9.2014.

ANNEXURE A4: A TRUE COPY OF STATEMENT OF THE 2ND RESPONDENT
DATED 30.3.2015.

ANNEXURE A5: A TRUE COPY OF THE COVERING LETTER DATED
30.3.2015 ISSUED BY THE DISTRICT POLICE CHIEF,
KASARAGOD.

ANNEXURE A6: A TRUE COPY OF THE FIR NO.254/2015 DATED
30.3.2015 OF KASARAGOD POLICE STATION.

RESPONDENT(S) ' ANNEXURES : NIL

//TRUE COPY//

P.A TO JUDGE.

STU

B. KEMAL PASHA, J.

.....
CRL.M.C. No. 2420 of 2015
.....

Dated this the 24th day of November, 2015

ORDER

Heard the learned counsel for the petitioner and the learned counsel for the 2nd respondent.

2. On hearing either side, it seems that the matter involved, even if the transactions are admitted, can only be a breach of contract. There are no ingredients to invite a criminal offence in the matter. Matters being so, leaving opportunity to the 2nd respondent to pursue other appropriate remedies, this Crl.M.C is allowed.

In the result, all further proceedings as against the petitioner in Annexure-A6 First Information Report in Crime No.254/15 of the Kasaragod Police Station, are hereby quashed.

Sd/-
B. KEMAL PASHA, JUDGE.

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