

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

MONDAY, THE 5TH DAY OF OCTOBER 2015/13TH ASWINA, 1937

Crl.MC.No. 2982 of 2015 ()

CRIME NO. 333/2015 OF THENHIPALAM POLICE STATION, MALAPPURAM DISTRICT

PETITIONERS/ACCUSED NO.1 TO 4 AND 6 TO 9 :

- 1. MAMMATHAN HAJI, AGED 75 YEARS
S/O.RAYEEN MUSLIYAR, POOTHAN KUTTY HOUSE
PERUVALLOOR P.O.
(THENHIPALAM POLICE STATION LIMIT)
MALAPPURAM DISTRICT - 673 638.**
- 2. THOTTIYIL ALI HAJI, AGED 65 YEARS
S/O.RAYEEN MUSLIYAR, PADINJATTIPARAMBIL HOUSE
PERUVALLOOR P.O.
(THENHIPALAM POLIC STATION LIMIT)
MALAPPURAM DISTRICT - 673 638.**
- 3. THOTTIYIL RASHEED, AGED 31 YEARS
S/O.MUHAMMED HAJI, PERUVALLOOR P.O.
(THENHIPALAM POLICE STATION LIMIT)
MALAPPURAM DISTRICT - 673 638.**
- 4. THOTTIYIL ALI, AGED 40 YEARS
S/O.KUTTI HASSAN, POOTHAN KUTTY HOUSE
PERUVALLOOR P.O.
(THENHIPALAM POLICE STATION LIMIT)
MALAPPURAM DISTRICT - 673 638.**
- 5. CHERANCHEERI ABDUL LATHEEF,
AGED 56 YEARS, S/O.KUTTY HASSAN,
POOTHAN KUTTY HOUSE, PERUVALLOOR P.O.
(THENHIPALAM POLICE STATION LIMIT)
MALAPPURAM DISTRICT - 673 638.**
- 6. CHERANCHERY MUHAMMED SHEREEF
S/O.ABDU LATHEEF, VARICHATIL HOUSE, PERUVALLOOR P.O.
(THENHIPALAM POLICE STATION LIMIT)
MALAPPURAM DISTRICT - 673 638.**

7. THOTTIYIL SHAJI ALIAS SAJID, AGED 37 YEARS
S/O.KUTTY HASSAN, POOTHAN KUTTY HOUSE
PERUVALLOOR P.O.
(THENHIPALAM POLICE STATION LIMIT)
MALAPPURAM DISTRICT - 673 638.

8. AMBADAN CHEERI ABDU SALAM,
THANGAL HOUSE, PALAPETTY, KARYPPUR P.O.
MALAPPURAM DISTRICT - 673 638.

BY ADVS.SRI.C.KHALID
SRI.T.V.MAMMOOTTY
SRI.N.A.JOSEPH
SRI.K.P.MOHAMED SHAFI
SMT.K.S.HASEENA
SRI.PHIJO PRADEESH PHILIP
SMT.K.REEHA KHADER
SMT.K.K.NESNA

RESPONDENTS/DE-FACTO COMPLAINANT :

1. KANDAMCHIRA MOOSAKUTTY,
AGED 63 YEARS, S/O. UNEEN,
P.O. A.R.NAGAR, A.R.NAGAR AMSOM DESOM
THIRURANGADI TALUK-676 505.

2. STATE OF KERALA,
THROUGH CIRCLE INSPECTOR OF POLICE, THENJIPALAM
REPRESENTED BY PUBLIC PROSECUTOR
HIGH COURT OF KERALA, COCHIN – 682 031

R1 BY ADV. SRI.K.K.MOHAMED RAVUF
R2 BY PUBLIC PROSECUTOR SMT. P. MAYA

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 05-10-2015, ALONG WITH CRL.M.C NO. 5465/2015, THE COURT ON THE
SAME DAY PASSED THE FOLLOWING:

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...3/-

Crl.MC.No. 2982 of 2015 ()

APPENDIX

PETITIONERS' ANNEXURES :

**ANNEXURE 1: THE COPY OF THE FIR IN CRIME NO.333/2015 OF TENHIPALAM
POLICE STATION DATED 14.4.2015.**

**ANNEXURE 2: THE COPY OF THE RELEASED DEED EXECUTED BY
RESPONDENT NO. 1 IN FAVOUR OF PETITIONER NO. 1 DATED
22.8.2014.**

**ANNEXURE 3: COPY OF THE DECREE IN OS NO. 151/2013 PASSED BY THE
MUNSIFF COURT, PARAPPANANGADI DATED 23.2.2015.**

**ANNEXURE 4: COPY OF THE JUDGMENT IN OS NO. 151/2013 PASSED BY THE
MUNSIFF COURT, PARAPPANANGADI DATED 23.2.2015.**

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

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B.KEMAL PASHA, J.

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Crl.M.C. Nos. 2982 & 5465 of 2015

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Dated this the 5th day of October, 2015

ORDER

In Crl.M.C.No.2982/2015, what is under challenge is Annexure - I FIR in Crime No.333/2015 of the Tenhipalam Police Station. In Crl.M.C.No.5465/2015, challenge is with regard to Annexure - I FIR in Crime No.403/2015 of the Tenhipalam Police Station.

2. The learned Public Prosecutor has reported that in both the cases, the investigation is over and the final reports have already been filed. With liberty to the petitioner to challenge the final report, in case of any grievance, these Crl.M.Cs are closed.

Sd/-

B.KEMAL PASHA, JUDGE

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