

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

MONDAY, THE 1ST DAY OF JUNE 2015/11TH JYAISHTA, 1937

Crl.MC.No. 2997 of 2015 ()

CC.NO. 735/2013 OF JUDICIAL FIRST CLASS MAGISTRATE COURT, MAVELIKKARA

PETITIONERS/ACCUSED :

1. JINU JOHN
S/O.JORGE KUTTY, PUNNAMOOTIL HOUSE, KALLIMEL MURI
THAZHAKKARA VILLAGE, KALLIMEL P.O., MAVELIKKARA
 2. VALSAMMA
W/O.GEORGE KUTTY, PUNNAMOOTIL HOUSE, KALLIMEL MURI
THAZHAKKARA VILLAGE, KALLIMEL P.O., MAVELIKKARA
 3. ROSAMA
W/O.KUNJUMON, PUNNAMOOTIL HOUSE, KALLIMEL MURI
THAZHAKKARA VILLAGE, KALLIMEL P.O., MAVELIKKARA
- BY ADVS.SMT.K.P.SANTHI
SRI.R.JAYAKRISHNAN (MUTHUKULAM)

RESPONDENTS/COMPLAINANT :

1. STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM.
 2. LISSY LINOSE
DAUGHTER OF PONNAMMA, LAL BHAVANAM, PEROOR KARAZHMA,
THAMARAKKULAM VILLAGE, CHARUMMOODU P.O.,
MAVELIKKARA-691 101.
- R1 BY PUBLIC PROSECUTOR SRI. DHANESH MATHEW MANJOORAN
R2 BY ADV. SMT.E.U.DHANYA

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 01-06-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

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Crl.MC.No. 2997 of 2015 ()

APPENDIX

PETITIONER(S)' ANNEXURES :

ANNEXURE I: TRUE COPY OF THE JUDGMENT DATED 16.04.2015 IN OP.(DIV).
NO.1001/2014 OF THE FAMILY COURT, MAVELIKKARA.

ANNEXURE II: TRUE COPY OF THE FIR NO.786/2013 WITH FINAL REPORT
FILED ON 30.06.2013 IN CC.NO.735/2013 OF THE JUDICIAL
FIRST CLASS MAGISTRATE COURT, MAVELIKKARA.

ANNEXURE III: TRUE COPY OF THE COMPROMISE AGREEMENT IN MEDIATION
DATED 05.11.2014.

ANNEXURE IV: TRUE COPY OF AFFIDAVIT OF THE 2ND RESPONDENT

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

K. ABRAHAM MATHEW, J.
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Crl. M.C. No. 2997 of 2015
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Dated this the 1st day of June, 2015

O R D E R

Petition filed under section 482 Cr.P.C.

2. First petitioner is the husband of the second respondent. The other petitioners are his relatives. The petitioners are accused in C.C. No. 735 of the 2013 on the file of the Judicial First Class Magistrate, Mavelikkara. The petitioners have allegedly committed the offence under section 498A IPC. It is submitted that the matter has been settled and the proceedings in the criminal case may be quashed.

3. Heard the learned counsel for the petitioners and for the second respondent and the learned Public Prosecutor.

4. The second respondent has filed an affidavit to the effect that all the disputes between the parties concerned have been settled and she has no objection to the proceedings in the criminal case being quashed. I am satisfied that the allegations in the petition are true and no public interest is involved in this case. This is a fit case to invoke the jurisdiction of this Court under Section 482 Cr.P.C. to quash the proceedings in the criminal case.

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In the result, this Crl. M.C. is allowed. The proceedings in C.C. No. 735 of the 2013 on the file of the Judicial First Class Magistrate, Mavelikkara are quashed.

Sd/-
K. ABRAHAM MATHEW
JUDGE

DST

//True Copy//

P.A. To Judge