

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

MONDAY, THE 15TH DAY OF JUNE 2015/25TH JYAISHTA, 1937

Crl.MC.No. 3550 of 2015 ()

**CC.NO. 1019/2014 OF JUDICIAL FIRST CLASS MAGISTRATE COURT, IRINJALAKUDA
CRIME NO. 2349/2013 OF IRINJALAKUDA POLICE STATION, THRISSUR DISTRICT**

PETITIONER/ACCUSED:

**ROBINSON CHACKO, AGED 32 YEARS, S/O. CHACKO,
MURINGATHERI HOUSE, DREAM LINE DESOM, CHIYYARAM P.O.,
THRISSUR TALUK, THRISSUR DISTRICT - 682 026.**

**BY ADVS. SRI. KRISHNA PRASAD. S
SRI. B. SIBI
SRI. NOBEL RAJU**

RESPONDENT(S)/COMPLAINANTS:

- 1. STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM,
REPRESENTING S.I OF POLICE,
IRINJALAKKUDA POLICE STATION, THRISSUR DISTRICT.**
- 2. NEETHU, AGED 25 YEARS, D/O. RAJU,
MADATHINGAL HOUSE, THEKKETHANISSERY DESOM,
THANNISSERY VILLAGE, MUKUNDAPURAM TALUK,
THRISSUR DISTRICT.**

**R1 BY PUBLIC PROSECUTOR SRI. DHANESH MATHEW MANJOORAN
R2 BY ADV. SRI. RAJESH CHAKYAT**

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 15-06-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

sts

Crl.MC.No. 3550 of 2015 ()

APPENDIX

PETITIONER(S)' ANNEXURES:

- ANNEX A1 - A CERTIFIED TRUE COPY OF THE FIR NO. 2349/2013 OF IRINJALAKKUDA POLICE STATION DT. 12.11.13.**
- ANNEX A2 - A TRUE COPY OF THE JUDGMENT IN OP NO. 677/2013 FAMILY COURT IRINJALAKUDA DT. 30.5.14.**
- ANNEX A3 - A TRUE COPY OF THE MEDIATION AGREEMENT DT. 06.4.15.**
- ANNEX A4 - A TRUE COPY OF THE COMPROMISE PETITION DT. 09.4.15 IN OP NO.394/14.**
- ANNEX A5 - THE TRUE COPY OF THE DECREE DT. 09.4.15 OF FAMILY COURT IRINJALAKUDA.**
- ANNEX A6 - A TRUE COPY OF THE JUDGMENT DT. 09.4.15 IN OP.NO.394/2014.**
- ANNEX A7 - A TRUE COPY OF THE AFFIDAVIT DT. 20.4.15 BY THE 2ND RESPONDENT.**

RESPONDENT(S)' ANNEXURES:

NIL

/TRUE COPY/

P.A.TO JUDGE

sts

K. ABRAHAM MATHEW, J.

Crl.M.C. No.3550 of 2015

Dated this the 15th day of June 2015

O R D E R

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

2. The petitioner and the 2nd respondent are husband and wife. The petitioner is accused in C.C. No.1019 of 2014 on the file of Judicial First Class Magistrate Court, Irinjalakkuda. He is alleged to have subjected the 2nd respondent to cruelty and thus committed the offence under Sec.498A 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 and for the 2nd respondent and the learned Public Prosecutor.

4. The 2nd respondent has filed an affidavit to the effect that the dispute between the parties 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 Cr.P.C. to quash the proceedings in the criminal case.

In the result, this Crl.M.C. is allowed. The proceedings in C.C. No.1019 of 2014 on the file of Judicial First Class Magistrate Court, Irinjalakkuda are quashed.

Sd/-

K. ABRAHAM MATHEW
JUDGE

/ True Copy /

NS

P.A To Judge