

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

FRIDAY, THE 26TH DAY OF JUNE 2015/5TH ASHADHA, 1937

Crl.MC.No. 3597 of 2015

L.P.C.NO.23/2014 OF JUDICIAL FIRST CLASS MAGISTRATE COURT-III, PUNALUR

PETITIONER(S)/ACCUSED :

**RATHESH, S/O.BHARGAVI.
PALLIKKIZHAKKETHIL HOUSE, SFCK CHERUP,
CHEMPANARUVI P.O., KOLLAM- 689 696.**

**BY ADVS.SRI.PHILIP T.VARGHESE
SRI.THOMAS T.VARGHESE
SMT.ACHU SUBHA ABRAHAM
SMT.K.R.MONISHA**

RESPONDENT(S)/STATE AND DEFACTO COMPLAINANT :

- 1. STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM,
REPRESENTING THE STATION HOUSE OFFICER,
PATHANAPURAM POLICE STATION.**
- 2. SUSEELA, D/O.CHELLAMMA,
SFCK QUARTER NO.50, ROOM NO.4, CHERIPPITTAKAVU,
PIRAVANTHOOR VILLAGE, PINCODE- 689 696.**

**R1 BY PUBLIC PROSECUTOR SMT.R.REMA
R2 BY ADV. SMT.CHITHRA CHANDRASEKHARAN**

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 26-06-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

Msd.

APPENDIX

PETITIONER(S)' ANNEXURES :

**ANNX.A1: CERTIFIED COPY OF THE F.I.R REGISTERED IN
THE PATHANAPURAM POLICE STATION AS CRIME NO.466/2009
ALONG WITH FI STATEMENT.**

**ANNX.A2: TRUE COPY OF FINAL REPORT IN C.C.NO.1500/2009 BEFORE
THE JUDICIAL FIRST CLASS MAGISTRATE'S COURT NO.III,
PUNALUR.**

ANNX.A3: AFFIDAVIT FILED BY THE 2ND RESPONDENT DATED 10.06.2015.

RESPONDENT(S)' ANNEXURES :

NIL

//TRUE COPY//

P.A.TO JUDGE.

Msd.

K. ABRAHAM MATHEW, J.

CRL.M.C.No.3597 of 2015

Dated this the 26th day of June, 2015

ORDER

Petition filed under Section 482 Cr.P.C.

2. Petitioner is the accused in CC.No.1500/2009 on the file of the Judicial First Class Magistrate Court-III, Punalur. As he failed to appear, his case was transferred to long pending register, the number being L.P.No.23/2014. 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 petitioner and the second respondent and the learned Public Prosecutor.

4. The accusation is that the Petitioner has committed the offences under Sections 323, 354 and 451 of Indian Penal Code. The Petitioner has deposited the amount covered by the bond executed by him in the trial court as directed by this court. I am satisfied that the matter has been settled and no public interest is involved in this case.

In the result, this CrI.M.C. is allowed. The

proceedings in LP.No.23/2014 arising from CC.1500/2009
on the file of the Judicial First Class Magistrate Court-III,
Punalur are quashed.

sd/-

K. ABRAHAM MATHEW
JUDGE

R.AV

//True Copy//

PA to Judge