

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

WEDNESDAY, THE 24TH DAY OF JUNE 2015/3RD ASHADHA, 1937

Crl.MC.No. 3817 of 2015 ()

**CC NO. 548/2011 OF JUDICIAL FIRST CLASS MAGISTRATE COURT-I, THRISSUR
CRIME NO. 146/2011 OF CHERPU POLICE STATION, CHERPU, THRISSUR**

PETITIONERS/ACCUSED 1 TO 2 :

1. **AZEEZ
AGED 41, S/O. VEERAN
PUTHIYA VEETIL, KURUMBILAVU VILLAGE
THRISSUR.**
2. **SAINABA
AGED 74, W/O. VEERAN
PUTHIYA VEETIL, KURUMBILAVU VILLAGE
THRISSUR.**
3. **LAILA
AGED 49, D/O. VEERAN
PUTHIYA VEETIL, KURUMBILAVU VILLAGE
THRISSUR.**
4. **SHAJEENA
AGED 31, D/O. VEERAN
PUTHIYA VEETIL, KURUMBILAVU VILLAGE
THRISSUR.**

BY ADV. SRI.K.I.SAGEER

RESPONDENTS/STATE & COMPLAINANT :

1. **STATE OF KERALA
REP. BY SUB INSPECTOR OF POLICE
(CRIME NO. 146/2011, CHERPU POLICE STATION, CHERPU
REP. BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA
ERNAKULAM, PIN – 682 031.**
2. **FATHIMA,
AGED 37, D/O. ABDUL KHADER
CHALINAD SIVANADA, KAIPPAMANGALAM
THRISSUR, PIN – 680 664.**

**R1 BY PUBLIC PROSECUTOR SRI. DHANESH MATHEW MANJOORAN
R2 BY ADV. SRI.K.M.NASARUDHEEN**

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 24-06-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

APPENDIX

PETITIONERS' ANNEXURES :

ANNEXURE A1 : COPY OF THE FINAL REPORT IN CRIME NO.146/2011 OF
CHERPU POLICE STATION DT. 18.4.2011.

ANNEXURE A2 COPY OF THE AGREEMENT EXECUTED BETWEEN THE
PETITIONERS AND THE 2ND RESPONDENT DT. 9.6.2015.

RESPONDENT'S ANNEXURES : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

K. ABRAHAM MATHEW, J.

Crl.M.C. No.3817 of 2015

Dated this the 24th day of June 2015

ORDER

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

2. The 1st petitioner and the 2nd respondent are husband and wife. The other petitioners are his mother and sisters. The petitioners are accused in C.C. No.548 of 2011 on the file of the Judicial First Class Magistrate Court-I, Thrissur. They are alleged to have subjected the 2nd respondent to cruelty and thus committed the offences under Secs.498A read with Sec.34 of the 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 petitioners and for the 2nd respondent and the learned Public Prosecutor.

4. The 2nd respondent has filed an affidavit to the effect that the dispute 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.548 of 2011 on the file of the Judicial First Class Magistrate Court-I, Thrissur are quashed.

Sd/-
K.ABRAHAM MATHEW
JUDGE
/ True Copy /

NS

P.A. To Judge