

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

MONDAY, THE 6TH DAY OF JULY 2015/15TH ASHADHA, 1937

Crl.MC.No. 4092 of 2015 ()

**CP.NO. 71/2013 OF JUDICIAL FIRST CLASS MAGISTRATE COURT,AMBALAPUZHA
CRIME NO. 82/2006 OF AMBALAPPUZHA POLICE STATION , ALAPPUZHA DISTRICT**

PETITIONER/ACCUSED:

**PRAMOD @ KUTTEN, AGED 28 YEARS,
S/O.MOHANAN, PRAMOD BHAVAN, THAKAZHY.P.O.,
ALAPPUZHA.**

BY ADV. SRI.P.VINODKUMAR

RESPONDENTS/COMPLAINANTS:

- 1. THE STATE OF KERALA,
REP. BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM-682 031.**
- 2. REVATHY,
D/O.PANKJAKSHAN ACHARY,AGED 25 YEARS,
THUNDU PARAMBIL HOUSE,
THAKAZHY.P.O, ALAPPUZHA-688 501.**

**R1 BY PUBLIC PROSECUTOR SRI.DHANESH MATHEW MANJOORAN
R2 BY ADV. SRI.T.C.SANTHILAL**

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 06-07-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

sts

Crl.MC.No. 4092 of 2015 ()

APPENDIX

PETITIONER(S)' ANNEXURES:

**ANNEX-A1 CERTIFIED COPY OF THE FINAL REPORT IN C.P.71/13 PENDING
BEFORE THE JUDICIAL FIRST CLASS MAGISTRATE
COURT, AMBALAPUZHA.**

ANNEX-A2 AFFIDAVIT SWORN BY THE 2ND RESPONDENT.

RESPONDENT(S)' ANNEXURES: NIL

/TRUE COPY/

P.A.TO JUDGE

sts

K. ABRAHAM MATHEW, J.

Crl.M.C. No.4092 of 2015

Dated this the 6th day of July 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.P. No.71 of 2013 on the file of the Judicial First Class Magistrate Court, Ambalapuzha. He is alleged to have subjected the 2nd respondent to cruelty and thus committed the offence under Sec.366(A) 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 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.P. No.71 of 2013 on the file of the Judicial First Class Magistrate Court, Ambalapuzha are quashed.

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

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P.A. To Judge