

**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**

**CrI.MC.No. 4128 of 2015 ()**  
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**CRIME NO. 271/2011 OF WANDOOOR POLICE STATION,  
MALAPPURAM DISTRICT**  
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**PETITIONER/ACCUSED :**  
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**SADANANDAN, S/O.CHACHU (LATE) , AGED 55 YEARS,  
KATTUMUNDA HOUSE, NADUVATH P.O, MALAPPURAM DISTRICT.**

**BY ADV. SRI.U.K.DEVIDAS**

**RESPONDENT(S)/STATE & DEFACTO COMPLAINANT :**  
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**1. STATE OF KERALA  
REPRESENTED BY THE S.H.O, WANDOOOR POLICE STATION,  
THROUGH PUBLIC PROSECUTOR, HIGH COURT OF KERALA,  
ERNAKULAM.**

**2. K.P. PADMINI, D/O.KUTTIPURATH ARUMUGHAN,  
AGED 50 YEARS, KATTUMUNDA HOUSE, NADUVATH P.O.,  
MALAPPURAM DISTRICT - 679 328.**

**R1 BY GOVERNMENT PLEADER SRI. DHANESH MATHEW MAJLOORAN  
R2 BY ADV. SMT.P.M.SHAHIDA.**

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

**bp**

**APPENDIX**

**PETITIONER(S)' EXHIBITS**  
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- ANNX.A:        TRUE COPY OF THE FINAL REPORT IN C.C.NO.47 OF 2015 ON THE  
FILES OF THE J.F.C.M. COURT-II, PERINTHALMANNA.**
- ANNX.B:        TRUE COPY OF THE AGREEMENT DATED 12.06.2015.**
- ANNX.C:        ORIGINAL OF THE AFFIDAVIT DATED 12.06.2015 SWORN BY THE 2ND  
RESPONDENT**

**RESPONDENT(S)' EXHIBITS                    :        NIL.**

**//TRUE COPY//**

**P.A. TO JUDGE**

**bp**

**K. ABRAHAM MATHEW, J.**

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**Crl.M.C. No.4128 of 2015**  
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**Dated this the 6<sup>th</sup> day of July 2015**

**O R D E R**

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

2. The petitioner and the 2<sup>nd</sup> respondent are husband and wife. The petitioner is the accused in C.C. No.47 of 2015 on the file of the Judicial First Class Magistrate Court-II, Perinthalmanna. He is alleged to have subjected the 2<sup>nd</sup> respondent to cruelty and assaulted her and thus committed the offences under Secs.498A and 452 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 2<sup>nd</sup> respondent and the learned Public Prosecutor.

4. The 2<sup>nd</sup> 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.47 of 2015 on the file of the Judicial First Class Magistrate Court-II, Perinthalmanna are quashed.

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

NS

P.A. To Judge