

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE ALEXANDER THOMAS

FRIDAY, THE 12TH DAY OF JUNE 2015/22ND JYAISHTA, 1937

Crl.MC.No. 2955 of 2014

CRIME NO. 798/2013 OF KALADY POLICE STATION, ERNAKULAM.
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PETITIONER(S)/ACCUSED:

1. **AKASH VENUGOPAL, S/O.VENUGOPAL,
KALARICKAL HOSUE, MANICKAMANGALAM P.O.,
KALADY, PIN-683 574.**
2. **JIGO R., JIGO BHAVAN, CHERIYARA PALASSERY HOUSE,
AMGAMALY SOUTH P.O., PIN-683 573.**
3. **ARUNKUMAR V.S., VELLAYATH HOUSE,
ERAVATHOOR P.O., KOCHUKADAVU, PIN-680 734.**
4. **JISHNU SAJEEV, S/O.SAJEEV,
ATHIPUTHANPURACKAL HOUSE, AYYAMPUZHA P.O.,
AMALAPURAM, PIN-683 581.**
5. **VISHNU K. CHANDRAN, S/O.CHADRAN,
KARAPALACKAL HOUSE, MULLARINGADU P.O.,
VELLAKKAYAM, PIN - 685 607.**
6. **GISHNU.C.N., CHAKKAMASSERY HOUSE,
KURUMASSERY P.O., KURUMASSERY, PIN -683 572.**
7. **AKHIL K.S., KARATTAKUDY HOUSE,
RAYAMANGALAM P.O., KURUPPAMPADY, PIN -683 545.**
8. **SARATH SASI, S/O.SASI, ERUBANATHUMKUDY HOUSE,
RAYAMANGALAM P.O., KURUPPAMPADY, PIN-683 545.**
9. **AKHIL.S., CHATHUPPELIL HOUSE, MATTOOR,
KALADY P.O., PIN-683 574.**

**BY ADVS.SRI.DINESH MATHEW J.MURICKEN
SRI.K.A.ABHILASH**

Crl.MC.No. 2955 of 2014

RESPONDENT(S)/COMPLAINANT:

1. SYAMLAL, S/O.HARIDAS, NELLIVEETIL,
KAVUMVATTOM KARA, ARIKULAM,
KOILANDY TALUK, KOZHIKODE DISTRICT-673 620.
2. STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

R1 BY ADV. SRI.N.R.SANGEETHARAJ
R2 BY PUBLIC PROSECUTOR SMT.N.R.SANGEETHA RAJ

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 12-06-2015 ALONG WITH CRMC.3205/2025 & CRMC.3208/2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

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APPENDIX

PETITIONER(S)' ANNEXURES:

- ANNEXURE-A1. TRUE COPY OF THE FIR IN CRIME NO.798/2013 OF KALADY
POLICE STATION DATED 8/8/2013.
- ANNEXURE-A2. TRUE COPY OF THE FIS IN CRIME NO.798/2013 OF KALADY
POLICE STATION DATED 8/8/2013.
- ANNEXURE-A3. TRUE COPY OF THE AFFIDAVIT SWORN BY THE
1ST RESPONDENT/DEFACTO COMPLAINT DATED 8/3/2014.

RESPONDENTS' ANNEXURES: NIL.

//TRUE COPY//

P.S. TO JUDGE

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ALEXANDER THOMAS, J.

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Crl.M.C No.2955 of 2014
Crl.M.C No.3205 of 2015 &
Crl.M.C No.3208 of 2015

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Dated this the 12th day of June, 2015

O R D E R

The petitioners in Crl.M.C 2955 of 2014 are accused in Crime No.798 of 2013 of Kalady Police Station registered for offences under Secs. 323, 324, 326 r/w 34 of IPC. The first respondent is the de facto complainant in that case.

2. In Crl.M.C 3205 of 2015, the petitioners are accused in Crime No.89 of 2013 of Kalady Police Station registered for offences under Secs. 143, 147, 148, 324 308 r/w 149 of IPC. The first respondent is the de facto complainant in that case. The police after investigation submitted the impugned Anx-A2 final report/charge sheet in the said crime.

3. In Crl.M.C 3208 of 2015, the petitioners are the accused in Crime No.88 of 2013 of Kalady Police Station registered for offences under Secs. 143, 147, 148, 323, 324, 308 r/w 149 of IPC. The police after investigation submitted the impugned Anx-A2 final report/charge sheet in the said crime.

The first respondent is the de facto complainant in that case.

2. The respective de facto complainant has sworn to affidavits in all these cases stating that the respective petitioners and the respective de facto complainants have settled all the disputes that arose due to rivalry between student political organizations in the Sri. Sankara College and that the respective de facto complainants have no objection for quashment of the impugned criminal proceedings. It is in the light of these aspects that the prayer for quashment may be made in these cases.

Accordingly, these Crl.M.Cs stand finally disposed of as follows:

1. In Crl.M.C No. 2955 of 2014, it is ordered that the impugned Annexure –A1 final report /charge sheet filed in the impugned Crime 798/13 of Kalady Police Station and all further proceedings arising therefrom pending against the petitioners are quashed.

2. In Crl.M.C No. 3205 of 2015, it is ordered that the impugned Annexure –A2 final report /charge sheet filed in the impugned Crime 89/13 of Kalady Police Station and all further proceedings arising therefrom pending against the petitioners are quashed.

Crl.M.C No.2955 of 2014
Crl.M.C No.3205 of 2015 &
Crl.M.C No.3208 of 2015

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3. In Crl.M.C No. 3208 of 2015, it is ordered that the impugned Annexure -A2 final report /charge sheet filed in the impugned Crime 88/13 of Kalady Police Station and all further proceedings arising therefrom pending against the petitioners are quashed.

sd/-

sab

ALEXANDER THOMAS, JUDGE