

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.UBAID

TUESDAY, THE 11TH DAY OF AUGUST 2015/20TH SRAVANA, 1937

Cr1.MC.No. 5255 of 2015

IN C.C NO.283/2013 of J.M.F.C.-I, MAVELIKKARA

CRIME NO.1397/2012 OF MAVELIKKARA POLICE STATION, ALAPPUZHA

PETITIONER/ACCUSED 1 & 2:

1. SAJIKUMAR, AGED 37 YEARS,
S/O.RAJAN, MANOORPADETTATHIL VEEDU,
CHERAVALLY MURI,
KAYAMKULAM.
2. BIJU RAJ, AGED 33 YEARS,
S/O.RAJAN -DO-

BY ADVS.SRI.R.SUNIL KUMAR
SMT.A.SALINI LAL

RESPONDENTS/COMPLAINANT:

1. STATE OF KERALA
REP BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,
ERNAKULAM - 682031
2. SAROJINI, AGED 78 YEARS,
W/O.VISWANATHAN, PUTHEN VEETIL,
ANJILIPRA MURI, KANNAMANGALAM VILLAGE,
MAVELIKKARA,
ALAPPUZHA - 688001

R2 BY ADV. SMT.T.M.BINITHA
R1 BY PUBLIC PROSECUTOR SMT.V.H.JASMINE

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 11-08-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

Cr1.MC.No. 5255 of 2015

APPENDIX

PETITIONERS' ANNEXURES:

ANNEXURE 1:-COPY OF THE FINAL REPORT

ANNEXURE 2:-AFFIDAVIT FILED BY THE 2ND RESPONDENT

RESPONDENTS' ANNEXURES:

NIL

//TRUE COPY//

P.A TO JUDGE

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P.UBAID, J.

Crl.M.C No.5255 of 2015

Dated this the 11th day of August, 2015

O R D E R

A prosecution under Section 379 of the Indian Penal Code is sought to be quashed on the ground that the parties have come to terms. It is not known why the parties have approached this Court under Section 482 of the Code of Criminal Procedure when composition is possible in the trial court itself under Section 320 of the Code of Criminal Procedure. This sort of applications cannot be entertained. Parties will have to approach the trial court, and report composition under Section 320 of the Code of Criminal Procedure. With these observations this Criminal Miscellaneous Case is disposed of.

**P.UBAID
JUDGE**

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