

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

TUESDAY, THE 8TH DAY OF SEPTEMBER 2015/17TH BHADRA, 1937

Crl.MC.No. 5748 of 2015

C.C.NO.674/2014 OF JUDICIAL FIRST CLASS MAGISTRATE COURT-III, PUNALUR

PETITIONER(S)/ACCUSED :

1. SHAJI, AGED 34 YEARS,
S/O.JOY, JOYEL HOSUE, VALAKKODU VILLAGE,
THUMDOD, PANAMANNARA, PUNALUR.
2. REJI YOHANNAN, AGED 20 YEARS,
S/O.YOHANNAN, KANJIRAMALA PUTHENVEEDU, VILAKKUDI,
KANJIRAMALA, P.PM.POST.
3. TIJU THAMPI, AGED 26 YEARS,
S/O.THAMPI, TIJU BHAVAN, KAKKAODU,
KURUMBAKKADU P.O, PUNALUR.
4. THOMAS @ SHYJU, AGED 37 YEARS,
S/O.JOY, JOYAL HOUSE, VALAKKODU VILLAGE,
THUMDOD, PANAMANNARA, PUNALUR.
5. BAIJU MATHEW, AGED 26 YEARS,
S/O.JOSEPH, PARAKKULATH HOUSE, KANJIRAMALA,
PUNALUR.
6. FRANCIS THOMAS, AGED 46 YEARS,
S/O.THOMAS, KATTOOR THUNDIL VEEDU, BHARANIKAVU,
PUNALUR.

BY ADVS.SRI.M.S.JAYAKRISHNAN
SRI.S.NITHIN (ANCHAL)

RESPONDENT(S)/COMPLAINANT :

1. THE STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM- 682 031.

Crl.MC.No. 5748 of 2015

**2. THE SUB INSPECTOR OF POLICE,
PUNALUR POLICE STATION, KOLLAM DISTRICT- 691 305.**

**3. JOHNSON, AGED 48 YEARS,
S/O.GEORGE, NASRETH VEEDU, THIRUVAZHIMUKKU,
KARAVLOOR, PUNALUR- 691 305.**

R1 & R2 BY PUBLIC PROSECUTOR SMT.SAREENA GEORGE

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 08-09-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

Msd.

APPENDIX

PETITIONER(S)' ANNEXURES :

**ANNEXURE A1: TRUE COPY OF THE FIRST INFORMATION REPORT
REGISTERED BY THE POLICE AS CRIME NO.421/2014
DATED 12.03.2014.**

**ANNEXURE A2: TRUE COPY OF THE FINAL REPORT FILED BEFORE
THE HON'BLE JUDICIAL FIRST CLASS MAGISTRATE
COURT III, PUNALUR DATED 26.04.2014.**

RESPONDENT(S)' ANNEXURES :

NIL

//TRUE COPY//

P.S.TO JUDGE.

Msd.

B.KEMAL PASHA, J.

.....
CRL. M.C. No. 5748 of 2015
.....

Dated this the 8th day of September, 2015

ORDER

The accused in C.C.674/2014 of the Judicial First Class Magistrate's Court-III, Punalur, which has arisen from Crime No.421/14 of the Punalur Police Station for the offences punishable under Sections 341, 323 and 427 read with Section 34 of IPC, have come up under Section 482 Cr.P.C. for getting all proceedings pursuant to Annexures A1 and A2 in the said case, quashed.

2. On hearing the learned counsel for the petitioners and on a perusal of the records, this Court do not find anything at present to interfere with the matter. It is for the petitioners to co-operate with the trial and continue with the trial. This Court is not making any opinion with regard to the

correctness or otherwise of the case. It is too premature at present to say that the offences will not lie against the petitioners. Matters being so, this Crl.M.C. is only to be dismissed, and I do so.

In the result, this Crl.M.C. is dismissed.

Sd/- B.KEMAL PASHA, JUDGE

ul/-

[True copy]

P.S. to Judge