

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.UBAID

FRIDAY, THE 11TH DAY OF DECEMBER 2015/20TH AGRAHAYANA, 1937

CrI.MC.No. 5789 of 2015 ()

MC 122/2014 of JUDICIAL FIRST CLASS MAGISTRATE COURT-II, PALAKKAD

PETITIONER/COUNTER PETITIONER:

**ABDUL JALEEL, KUTHIRAKKOTTUKALAM
KAMMANATHARA, VADAKKANCHERRY P.O.**

**BY ADVS.SRI.T.G.RAJENDRAN
SRI.T.R.TARIN
SMT.ANN SUSAN GEORGE
SRI.V.A.VINOD**

RESPONDENT/RESPONDENT/STATE:

**1. RAHMATH, W/O.ABDUL JALEEL
KUTHIRAKKOTTUKALAM, KAMMANATHARA
VADAKKANCHERRY-678683.**

**2. STATE OF KERALA
REPRESENTED BY PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM-682031.**

**R1 BY ADV. SRI.V.A.JOHNSON (VARIKKAPPALLIL)
R2 BY PUBLIC PROSECUTOR SMT. SHEEBA M.T.**

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 11-12-2015, THE
COURT ON THE SAME DAY PASSED THE FOLLOWING:**

SD

P. UBAID, J.

Crl.M.C.No.5789 of 2015

Dated this the 11th day of December, 2015

O R D E R

Learned counsel for the petitioner seeks permission to withdraw this Crl.M.C. with liberty to agitate the issue before the trial court, and to adduce evidence including the evidence proving non access, during the trial process.

The submission is accepted, and accordingly, this Crl.M.C. is dismissed as withdrawn without prejudice to the right of the petitioner to agitate the issue before the trial court, and to adduce the evidence possible to prove his case, including evidence proving non access.

Sd/-

P. UBAID, JUDGE

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P.A. to Judge