

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

WEDNESDAY, THE 28TH DAY OF OCTOBER 2015/6TH KARTHIKA, 1937

Crl.MC.No. 6529 of 2015

CRIME NO. 176/2015 OF NEELESWAR POLICE STATION, KASARAGOD.
.....

PETITIONER/COMPLAINANT:

**C.M.MATHAI AGED 60 YEARS
S/O.MATHAI, CHURATHIL HOUSE, CHAYOTH.P.O.
NEELESWARAM, KASARGODE DISTRICT.**

**BY ADVS.SRI.C.A.JOSEPH
SMT.AYSHA RAHMAN**

RESPONDENT(S)RESPONDENTS:

- 1. THE DIRECTOR GENERAL OF POLICE,
THIRUVANANTHAPURAM - 695 001.**
- 2. THE SUPERINTENDENT OF POLICE (LAW AND ORDER)
KASARAGODE DISTRICT - 671 121.**

BY PUBLIC PROSECUTOR SMT.P.MAYA

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 28-10-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

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APPENDIX

PETITIONER(S)' ANNEXURES:

**ANNEXURE A1- THE TRUE COPY OF THE FIR NO.176/2015 FILED BEFORE THE
JUDICIAL FIRST CLASS MAGISTRATE-II, HOSDURG.**

**ANNEXURE A2- THE TRUE COPY OF THE PETITION FILED BEFORE THE
1ST RESPONDENT DATED 03.07.15.**

RESPONDENTS' ANNEXURES: NIL.

//TRUE COPY//

P.S. TO JUDGE

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B. KEMAL PASHA, J.

.....
CRL.M.C. No. 6529 of 2015
.....

Dated this the 28th day of October, 2015

ORDER

Initially, the crime registered in the matter was attempted to be dropped by the investigating officer on the ground that the matter was purely civil in nature and a breach of contract. At that juncture, the petitioner preferred Annexure-A2 complaint before the State Police Chief. The present complaint is that no action has been taken by the State Police Chief on Annexure-A2.

2. The learned Public Prosecutor submits that on getting Annexure A2, the State Police Chief has ordered the concerned Dy.S.P. to conduct a fruitful investigation in the matter. Investigation was conducted, and as once again it has come out that the matter is purely of civil in nature, and

it is a breach of contract, the investigation is closed by referring the matter as civil in nature.

3. Presently there is nothing to interfere with the matter. In case of any further grievance in the matter, it is open to the petitioner to file a protest complaint before the court below. With the said liberty, this CrI.M.C. is disposed of.

Sd/- B.KEMAL PASHA, JUDGE

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[True copy]

P.S. to Judge