

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

CrI.MC.No. 6658 of 2015 ()

CC.NO. 3279/2013 OF JUDICIAL FIRST CLASS MAGISTRATE COURT-I, HOSDURG

PETITIONERS/ACCUSED 1 TO 3 :

- 1. M.VANEESH, AGED 35 YEARS
S/O.V.V.KANNA, METHANMAR VALAPPIL, ACHAMTHURUTHI
CHERUVATHUR, KASARAGOD DISTRICT.**
- 2. PRIYESH T., AGED 29 YEARS
S/O.NARAYANAN, ACHAMTHURUTHI, CHERUVATHUR
KASARAGOD DISTRICT.**
- 3. GIREESH P., AGED 29 YEARS
S/O.NARAYANAN M., ACHAMTHURUTHI , CHERUVATHUR
KASARAGOD DISTRICT.**

BY ADV. SRI.T.K.VIPINDAS

RESPONDENTS/STATE :

- 1. THE STATE OF KERALA
REPRESENTED BY PUBLIC PROSECUTOR
HIGH COURT OF KERALA
ERANAKULAM
REPRESENTING STATION HOUSE OFFICER
CHANDERA POLICE STATION- 682 031.**
- 2. M.SANOOP, AGED 32 YEARS
S/O.KRISHNAN M., RESIDING AT MATTUMMAL HOUSE
ACHAMTHURUTHI P.O., CHERUVATHUR VILLAGE,
HOSDURG TALUK, KASARAGOD DISTRICT- 671 121.**

**R1 BY PUBLIC PROSECUTOR SMT. SAREENA GEORGE
R2 BY ADV. SRI.A.L.GEORGE**

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

Mn

...2/-

Crl.MC.No. 6658 of 2015 ()

APPENDIX

PETITIONERS' ANNEXURES :

- ANNEXURE A1- TRUE COPY OF THE RELEVANT PAGES OF THE CHARGE SHEET IN CRIME NO.264/2013 OF CHANDERA POLICE STATION.**
- ANNEXURE A2- TRUE COPY OF THE SUMMONS ISSUED TO THE 1ST PETITIONER IN C.C.NO.3279/13 ON THE FILE OF JUDICIAL FIRST CLASS MAGISTRATE COURT-I, HOSDURG.**
- ANNEUXRE A3- TRUE COPY OF THE SUMMONS ISSUED TO THE 2ND PETITIONER IN C.C.3279/13 ON THE FILE OF JUDICIAL FIRST CLASS MAGISTRATE COURT-I, HOSDURG.**
- ANNEXURE A4- TRUE COPY OF THE SUMMONS ISSUED TO THE 3RD PETITIONER IN C.C.3279/13 ON THE FILE OF JUDICIAL FIRST CLASS MAGISTRATE COURT-I, HOSDURG.**
- ANNEXURE A5- TRUE COPY OF THE AFFIDAVIT SWORN BY THE 2ND RESPONDENT DATED 1.10.2015.**

RESPONDENT(S)' ANNEXURES : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

B. KEMAL PASHA, J.

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Crl.M.C. No.6658 of 2015 A
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Dated this the 28th day of October, 2015

ORDER

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Petitioners are the accused in CC No.3279/2013 of the Judicial First Class Magistrate's Court-I, Hosdurg, which has arisen from Crime No.264/2013 of Chandera Police Station for the offences punishable under Sections 447, 323, 294(b) and 506(i) read with Section 34 IPC.

2. It seems that the matter has been amicably settled between the petitioners and the de facto complainant, who is the 2nd respondent herein.

3. The 2nd respondent has filed Annexure-A5 affidavit affirming that the matter has been amicably settled between him and the petitioners and presently, he has no complaints against the petitioners. No criminal antecedents have been reported against the petitioners. The injuries sustained to the de facto complainant are trivial. No

purpose would be served in proceeding with the prosecution further. Matters being so, all further proceedings against the petitioners in CC No.3279/2013 of the Judicial First Class Magistrate's Court-I, Hosdurg, which has arisen from Crime No.264/2013 of Chandra Police Station, can be quashed.

In the result, this Crl.M.C. is allowed and all further proceedings against the petitioners in CC No.3279/2013 of the Judicial First Class Magistrate's Court-I, Hosdurg, which has arisen from Crime No.264/2013 of Chandra Police Station, are quashed.

Sd/-
(B.KEMAL PASHA, JUDGE)

aks/28/10

// True Copy //

PA to Judge