

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. 6721 of 2015 ()

**CC.NO. 3862/2014 OF JUDICIAL FIRST CLASS MAGISTRATE COURT-III,THRISSUR
CRIME NO. 1165/2014 OF OLLUR POLICE STATION , THRISSUR DISTRICT**

PETITIONER/ACCUSED:

**ANITHAN, AGED 37 YEARS,
S/O.PRABHAKARAN, KAROOTTE HOUSE, AMBALOOR,
MANNUMPETTA DESOM, THRISSUR DISTRICT.**

BY ADV. SRI.T.B.GAFOOR

RESPONDENTS/STATE OF KERALA AND DEFACTO COMPLAINANT:

- 1. STATE OF KERALA,
REP. BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA. PIN-682 031**
- 2. JIBI, AGED 31 YEARS, S/O.JACOB,
KANJIRATHINGAL HOUSE, NADATHARA VILLAGE,
NELLIKUNNU DESOM, THRISSUR DISTRICT-680 005**

**R1 BY PUBLIC PROSECUTOR SMT. P.MAYA
R2 BY ADV. SRI.E.VIJIN KARTHIK**

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

sts

Crl.MC.No. 6721 of 2015 ()

APPENDIX

PETITIONER(S)' ANNEXURES:

**ANNEX-A1 CERTIFIED COPY OF THE FIR IN CRIME NO.1165/14 OF OLLUR POLICE
STATION DATED 1-06-2014,THRISSUR LODGED BY THE OLLUR POLICE
DATED 1-06-2013**

ANNEX-A2 CERTIFIED COPY OF THE FINAL REPORT IN ANNEXURE A1 FIR .

**ANNEX-A3 THE AFFIDAVIT OF SETTLEMENT SWORN BY THE DEFACTO
COMPLAINANT/2ND RESPONDENT DATED 3/10/2015.**

RESPONDENT(S)' ANNEXURES:

NIL

/TRUE COPY/

P.A.TO JUDGE

sts

B. KEMAL PASHA, J.

.....
Crl.M.C. No.6721 of 2015 A
.....

Dated this the 28th day of October, 2015

ORDER

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Petitioner is the accused in CC No.3862/2014 of the Judicial First Class Magistrate's Court-III, Thrissur, which has arisen from Crime No.1165/2014 of Ollur Police Station for the offences punishable under Sections 420 and 406 IPC.

2. The matter relates to money transaction. Presently, the matter has been amicably settled between the petitioner and the de facto complainant, who is the 2nd respondent herein. It seems that the amount due to the de facto complainant has been paid by the petitioner.

3. The de facto complainant has filed Annexure-A3 affidavit affirming that the matter has been amicably settled between him and the petitioner and presently, he has no complaints against the petitioner. No purpose would be

served in proceeding with the prosecution further. Matters being so, all further proceedings against the petitioner in CC No.3862/2014 of the Judicial First Class Magistrate's Court-III, Thrissur, which has arisen from Crime No.1165/2014 of Ollur Police Station, can be quashed.

In the result, this CrI.M.C. is allowed and all further proceedings against the petitioner in CC No.3862/2014 of the Judicial First Class Magistrate's Court-III, Thrissur, which has arisen from Crime No.1165/2014 of Ollur Police Station, are quashed.

Sd/-
(B.KEMAL PASHA, JUDGE)

aks/28/10

// True Copy //

PA to Judge