

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

MONDAY, THE 16TH DAY OF NOVEMBER 2015/25TH KARTHIKA, 1937

Cr1.MC.No. 6790 of 2015 ()

L.P.No.86/2011 of J.M.F.C., THALIPARAMBA

CRIME NO.755/2008 OF THALIPARAMBA POLICE STATION, KANNUR

PETITIONER/ACCUSED:

M. JAFAR, AGED 28 YEARS,
S/O MUHAMAD KUNHI, MALIKKAN HOUSE, THALIPPARAMBA AMSOM
SAYID NAGAR, KANNUR DISTRICT.

BY ADV. SRI.ZUBAIR PULIKKOOL

RESPONDENTS/COMPLAINANT:

1. JOMON, AGED 33 YEARS
S/O CHACKO, UPPOOTTIL HOUSE, VELLADU AMSOM
OTTATHAI DESOM, THALIPPARAMBA, KANNUR DISTRICT
PIN:670 141.

2. E.V.KRISHNAN, AGED 45 YEARS
S/O. BALAN NAMBIAR, EDATHIL HOUSE
SREEKANDAPURAM, AMSOM, THALIPPARAMBA TALUK
KANNUR DISTRICT, PIN:670 141.

3. STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA
ERNAKULAM, KOCHI-682031

R1 & R2 BY ADV. SMT.A.P.RUFALJA
R3 BY PUBLIC PROSECUTOR SMT.SAREENA.

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 16-11-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

Cr1.MC.No. 6790 of 2015 ()

APPENDIX

PETITIONER' ANNEXURES :

ANNEXURE 1: CERTIFIED COPY OF FINAL REPORT WITH WITNESS LIST
IN CRIME NO.755/2008 OF THALIPARAMBA POLICE
STATION.

ANNEXURE 2: ORIGINAL COPY OF SWORN AFFIDAVIT OF FIRST
RESPONDENT.

ANNEXURE 3: ORIGINAL COPY OF SWORN AFFIDAVIT OF SECOND
RESPONDENT.

RESPONDENT(S)' ANNEXURES : NIL

//True copy//

P.A to Judge

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B.KEMAL PASHA, J.

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Crl.M.C. No. 6790 of 2015

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Dated this the 16th day of November, 2015

ORDER

Petitioner is the accused in L.P. No.86/2011 (re-numbered from C.C.No.307/2009) of the Judicial First Class Magistrate's Court, Taliparamba, which has arisen from Crime No.755/2008 of the Taliparamba Police Station, Kannur, registered for the offences punishable under Sections 143, 147, 148, 341 and 324 of the Indian Penal Code read with Section 149 IPC.

2. The matter has been amicably settled between the petitioner and the defacto complainant, who is the 1st respondent and the other injured, who is the 2nd respondent herein. The other accused in the Crime were acquitted. The defacto complainant and the other injured have filed separate affidavits as Annexures - 2 and 3 affirming that the matter has been amicably settled between them and the petitioner and they have no

complaints against the petitioner.

3. No criminal antecedents have been reported against the petitioner. When the matter has been amicably settled, no purpose would be served in proceeding with the matter further, and therefore, all further proceedings in L.P. No.86/2011 pending before the Judicial First Class Magistrate's Court, Taliparamba, as against the petitioner herein, based on Annexure-I Final Report, can be quashed.

In the result, this Crl.M.C. is allowed and all further proceedings in L.P. No.86/2011 pending before the Judicial First Class Magistrate's Court, Taliparamba, as against the petitioner herein, based on Annexure-I Final Report, are hereby quashed.

Sd/-
B.KEMAL PASHA, JUDGE

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