

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

MONDAY, THE 2ND DAY OF NOVEMBER 2015/11TH KARTHIKA, 1937

Crl.MC.No. 6872 of 2015

CRIME NO. 792/2015 OF PUDUNAGARAM POLICE STATION, PALAKKAD DISTRICT.
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PETITIONER(S)/ACCUSED 1& 2:

1. NAVASKHAN, AGED 22 YEARS,
S/O.SHOUKATHALI, NAVAS MANZIL,
PERUMTHENI STREET, PUDUNAGARAM POST,
CHITTUR TALUK, PALAKKAD DISTRICT.
2. SAMEER ALI, AGED 24 YEARS,
S/O.ABDUL KHADER, VARAMANGALAM HOUSE,
PERUMTHENI STREET, PUDUNAGARAM POST,
CHITTUR TALUK, PALAKKAD DISTRICT.

BY ADV. SRI.NIREESH MATHEW

RESPONDENT(S)/STATE, DEFACTO COMPLAINANT AND INJURED:

1. STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.
2. NOUSHAD, AGED 22 YEARS,
S/O.ABDUL NAZAR, VEETTIYODE, KARIPPODE,
PUDUNAGARAM, PALAKKAD DISTRICT.
3. NIZAR, AGED 24 YEARS,
S/O.ABDUL NAZAR, VEETTIYODE, KARIPPODE,
PUDUNAGARAM, PALAKKAD DISTRICT.

**R1 BY PUBLIC PROSECUTOR SMT.SAREENA GEORGE
R2 &R3 BY ADV. SRI.VIVEK VENUGOPAL**

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 02-11-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

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APPENDIX

PETITIONERS' ANNEXURES:

ANNEXURE A : CERTIFIED COPY OF THE FIRST INFORMATION REPORT AND F.I STATEMENT IN CRIME NO.792/2015 OF PUDUNAGARAM POLICE STATION.

ANNEXURE B: THE ORIGINAL OF THE AFFIDAVIT SWORN TO BY THE RESPONDENT NO.2 BEFORE HIS ADVOCATE AT PALAKKAD DATED 15.10.2015.

ANNEXURE C: THE ORIGINAL OF THE AFFIDAVIT SWORN TO BY THE RESPONDENT NO.3 BEFORE HIS ADVOCATE AT PALAKKAD DATED 15.10.2015.

RESPONDENTS' ANNEXURES: NIL.

//TRUE COPY//

P.S. TO JUDGE

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B. KEMAL PASHA, J.

.....
Crl.M.C. No.6872 of 2015
.....

Dated this the 2nd day of November, 2015

ORDER

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Petitioners are the accused in Crime No.792/2015 of Pudunagaram Police Station, Palakkad District, for the offences punishable under Sections 341 and 326 read with Section 34 IPC.

2. The matter has been amicably settled between the parties. Respondents 2 and 3 are the de facto complainant and the injured and they have filed Annexures-B and C affidavits affirming that the matter has been amicably settled by them with the petitioners and they have no complaints against the petitioners.

3. The petitioners as well as respondents 2 and 3 are youngsters of the age group 22 to 24 only. The allegation against the petitioners is that they beat the injured

with a cricket stump, whereby he sustained fracture of maxilla. No criminal antecedents have been reported against the petitioners. The matter has been amicably settled between the parties. When the matter has been amicably settled between the parties, no purpose will be served in continuing with this matter. Matters being so, Annexure-A and all further proceedings against the petitioners in Crime No.792/2015 of Pudunagaram Police Station, can be quashed.

In the result, this CrI.M.C. is allowed and Annexure-A and all further proceedings against the petitioners in Crime No.792/2015 of Pudunagaram Police Station, are quashed.

Sd/-
(B.KEMAL PASHA, JUDGE)

aks/02/11

// True Copy //

PA to Judge