

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

**THE HONOURABLE MR. JUSTICE B.KEMAL PASHA**

**TUESDAY, THE 17TH DAY OF NOVEMBER 2015/26TH KARTHIKA, 1937**

**CrI.MC.No. 7101 of 2015 ()**

**-----**  
**CC.NO. 2572/2012 OF JUDICIAL FIRST CLASS MAGISTRATE COURT-I, CHERTHALA**  
**CRIME NO. 1440/2012 OF CHERTHALA POLICE STATION , ALAPPUZHA DISTRICT**  
**-----**

**PETITIONER(S)/ACCUSED 1, 2:**  
**-----**

- 1. HARIKRISHNAN, AGED 22 YEARS,  
S/O.CHANDRAN, PANAPARAMBATHU VEEDU, WARD NO.8,  
CHERTHALA SOUTH PANCHAYATH, CHERTHALA TALUK.**
- 2. PRAJESH, S/O.PRAKASAN,  
VALEZHATHUVELI HOUSE, WARD NO.14,  
PALLIPPURAM PANCHAYATH, CHERTHALA.**

**BY ADV. SRI.B.PRAMOD**

**RESPONDENT(S)/RESPONDENTS :**  
**-----**

- 1. STATE OF KERALA,  
REP. BY PUBLIC PROSECUTOR,  
HIGH COURT OF KERALA, ERNAKULAM.**
- 2. ARUN MOHAN, AGED 22 YEARS,  
S/O.CHANDRAMOHANAN, KARTHIKA HOUSE,  
PANAVALI P.O., CHERTHALA.**

**R1 BY PUBLIC PROSECUTOR SMT. MAYA**  
**R2 BY ADV. SRI.P.SHANES METHAR**

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION**  
**ON 17-11-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

**sts**

**Crl.MC.No. 7101 of 2015 ()**  
-----

**APPENDIX**

**PETITIONER(S)' ANNEXURES:**  
-----

- ANNEX-I.        THE TRUE COPY OF THE CHARGE-SHEET IN CRIME NO.1440/2012 OF  
                     CHERTHALA POLICE STATION, ALAPPUZHA DISTRICT.**
- ANNEX-II.       AFFIDAVIT OF THE 2ND RESPONDENT**
- ANNEX-III.      TRUE COPY OF THE CALL LETTER DATED 24/9/2015 ISSUED TO THE  
                     1ST PETITIONER**
- ANNEX-IV.      THE TRUE COPY OF THE MEDICAL CERTIFICATE DATED 9/3/2015  
                     ISSUED FROM MSGR, JOSEPH KANDATHIL MEMORIAL CANCER  
                     RESEARCH CENTRE.**

**RESPONDENT(S)' ANNEXURES:**  
-----

**NIL**

**/TRUE COPY/**

**P.A.TO JUDGE**

**sts**

**B. KEMAL PASHA, J.**

.....  
Crl.M.C. No.7101 of 2015  
.....

*Dated this the 17<sup>th</sup> day of November, 2015*

**O R D E R**

~ ~ ~ ~ ~

Petitioners stand charge sheeted for the offences punishable under Sections 341, 324 and 326 read with Section 34 IPC and the matter is presently pending as C.C. No.2572/2012 before the Judicial First Class Magistrate's Court-I, Cherthala. The case has arisen from Crime No.1440/2012 of Cherthala Police Station. Presently, the matter has been settled between the de facto complainant and the petitioners.

2. Considering the seriousness of the offences involved, this Court is not in a position to accept and endorse the settlement arrived at between the parties. The learned counsel for the petitioners has pointed out that the

1<sup>st</sup> petitioner will lose his job in case the matter is not disposed of expeditiously.

3. The court below shall take note of the settlement arrived at between the parties, take the case out of turn, and dispose it of, as expeditiously as possible, at any rate, within a period of one month from the date of receipt of a copy of this order.

With the said direction, this CrI.M.C. is disposed of.

Sd/-  
**(B.KEMAL PASHA, JUDGE)**

aks/17/11

*// True Copy //*

*PA to Judge*