

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

TUESDAY, THE 24TH DAY OF NOVEMBER 2015/3RD AGRAHAYANA, 1937

Cr1.MC.No. 7189 of 2015 ()

CC 1968/2014 of J.M.F.C-I, KASARAGOD

CRIME NO. 56/2014 OF KUMBALA POLICE STATION, KASARGOD

PETITIONERS/ACCUSED:-

1. MOIDEEN KUNHI, AGED 36 YEARS
S/O.ABDULLA, MUBARAK MANZIL, KALATHOOR
ICHILAMPADY P.O., MANJESWAR TALUK, KASARAGOD DISTRICT.

2. ABDUL RAHIMAN HAJI, AGED 58 YEARS
S/O.BAPPUNHI HAJI, JILANI COTTAGE, KALATHOOR
ICHILAMPADY P.O., MANJESWAR TALUK, KASARAGOD DISTRICT.

3. YOUSUF, AGED 46 YEARS
S/O.ABBAS MUKRI, MOULANA MANZIL, KALATHOOR
ICHILAMPADY P.O., MANJESWAR TALUK, KASARAGOD DISTRICT.

BY ADV. SRI.P.V.KUNHIKRISHNAN

RESPONDENTS/COMPLAINANT & STATE:-:

1. SAKARIYA, AGED 25 YEARS
S/O.ABBAS, ODYALAM HOUSE, KALATHOOR
ICHILAMPADY P.O., MANJESWAR TALUK
KASARAGOD DISTRICT - 671 321.

2. STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM, KOCHI - 682 031.

R1 BY ADV. SRI.P.V.ANOOP
R2 BY PUBLIC PROSECUTOR SMT.MAYA.

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 24-11-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

Cr1.MC.No. 7189 of 2015 ()

APPENDIX

PETITIONERS' ANNEXURES :

ANNEXURE A. COPY OF THE FINAL REPORT DATED 28.02.14 IN
C.C.NO.1968/2014 ON THE FILE OF THE JUDICIAL FIRST
CLASS MAGISTRATE COURT-I, KASARAGOD, WHICH AROSE
FROM CRIME NO.56 OF 2014 KUMBALA POLICE STATION.

ANNEXURE B. TRUE COPY OF THE AFFIDAVIT FILED BY THE FIRST
RESPONDENT DATED 29.05.2015.

RESPONDENT(S) ' ANNEXURES ; NIL

//TRUE COPY//

P.A TO JUDGE.

STU

B. KEMAL PASHA, J.

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CRL.M.C. No. 7189 of 2015
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Dated this the 24th day of November, 2015

ORDER

Petitioners are the accused in C.C. No. 1968/2014 of the Judicial First Class Magistrate's Court-I, Kasaragod, which has arisen from Crime No. 56/2014 of the Kumbala Police Station, Kasaragod, registered for the offences punishable under Sections 341, 323, 324 and 294(b) read with Section 34 IPC.

2. The matter has been amicably settled between the petitioners and the defacto complainant, who is the 1st respondent herein. The defacto complainant has filed Annexure-B affidavit affirming that the matter has been amicably settled between him and the petitioners and he has no complaints against the petitioners.

3. No criminal antecedents have been reported against the petitioners. When the matter has been amicably settled, no purpose would be served in proceeding with the matter further, and therefore, all further proceedings in C.C. No. 1968/2014 pending before the Judicial First Class Magistrate's Court-I, Kasaragod, as against the petitioners, based on Annexure - A Final Report, can be quashed.

In the result, this CrI.M.C. is allowed and all further proceedings in C.C. No. 1968/2014 pending before the Judicial First Class Magistrate's Court-I, Kasaragod, as against the petitioners, based on Annexure - A Final Report, are hereby quashed.

Sd/-

B. KEMAL PASHA, JUDGE.

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