

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. 7201 of 2015 ()

CRIME NO. 85/2015 OF BEDAKOM POLICE STATION, KASARGOD

PETITIONERS/ACCUSED 1 TO 7:

1. RAZAK PADUPPU, AGED 32 YEARS
S/O.IBRAHIM, PUNATHIL HOUSE, PADUPPU
SANKARAMPADY P O, KASARAGOD DISTRICT, PIN 671541

2. MUNEEER PADUPPU AGED 28 YEARS
S/O.ABDUL RAHIMAN, PUNATHIL HOUSE, PADUPPU
SANKARAMPADY P O, KASARAGOD DISTRICT, PIN 671541

3. MUJEEB PADUPPU AGED 19 YEARS
S/O.ABDUL RAZAK, PUNATHIL HOUSE, PADUPPU
SANKARAMPADY P O, KASARAGOD DISTRICT, PIN 671541

4. SHAHID PADUPPU AGED 23 YEARS
S/O.KUNJABDULLA, PADUPPU, SANKARAMPADY P O
KASARAGOD DISTRICT, PIN 671541

5. SHIHAB KUNIA AGED 36 YEARS
S/O.MUHAMMED MUSLIAR, THEKKUPURAM HOUSE, KUNIA
PERIYE, KASARAGOD DISTRICT, PIN 671316

6. ALI KUNIA AGED 26 YEARS
S/O.MUHAMMED MUSLIAR, THEKKUMPURAM HOUSE, KUNIA
PERIYE, KASARAGOD DISTRICT, PIN 671316

7. MUBASHEER KUNIA AGED 16 YEARS
S/O.MUHAMMED K , THEKKUPURAM HOUSE, KUNIA
PERIYE, KASARAGOD DISTRICT, PIN 671316
REPRESENTED BY HIS FATHER MUHAMMED.K.

BY ADVS.SRI.K.J.MOHAMMED ANZAR
SMT.P.R.SOPHIYA

RESPONDENTS/STATE & COMPLAINANT/DEFACTO COMPLAINANT & INJURED:

1. STATE OF KERALA
REP BY THE STATION HOUSE OFFICER
BADAKOM POLICE STATION THROUGH PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM PIN 682031

2. MUHAMMED THAHA A A, AGED 19 YEARS
S/O.ABDUL RAHIMAN, ENIYADI HOUSE, KARIVEDAKAM
KASARAGOD DISTRICT, PIN 671514

3. HIDER ALI A A , AGED 20 YEARS
S/O.HASSAINAR, ENIYADI HOUSE, ENIYADI BANDADKA,
KASARAGOD DISTRICT.

4. MUHAMMED BILAL, AGED 19 YEARS
S/O.MUHAMMED KUNHI, ENIYADI HOUSE, ENIYADI, KARIVEDAKAM
KASARAGOD DISTRICT, PIN 671514

5. JALEEL A M, AGED 27 YEARS
S/O.MUHAMMED KUNHI A A, ENIYADI HOUSE, KARIVEDAKAM,
BANDADKA, KASARAGOD DISTRICT.

R2 -R 5 BY ADV. SRI.DILEEP D BHAT
R1 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. 7201 of 2015 ()

APPENDIX

PETITIONER(S) ' ANNEXURES :

A1:- CERTIFIED COPY OF THE FIR IN CRIME NO 85/2015 OF BEDAKOM
POLICE STATION IN KASARAGOD DISTRICT

A2:- CERTIFIED COPY OF THE STATEMENT OF THE DEFACTO-
COMPLAINANT GIVEN TO POLICE DTD 19/2/2015

A3:- TRUE COPY OF THE REPORT DTD 4/2/2015 SUBMITTED BY THE S I
OF POLICE, BEDAKOM POLICE STATION, BEFORE JFCM COURT,
KASARAGOD

A4:- TRUE COPY OF THE SETTLEMENT DTD 30/8/2015

A5:- ORIGINAL OF THE AFFIDAVITS DTD 5/10/2015 SWORN BY THE
RESPONDENTS 2 TO 5

RESPONDENT(S) ' ANNEXURES : NIL

//TRUE COPY//

P.A TO JUDGE.

STU

B.KEMAL PASHA, J.

=====

Crl.M.C. No. 7201 of 2015

=====

Dated this the 24th day of November, 2015

ORDER

The petitioners are accused in Crime No.85 of 2015 of the Bedakom Police Station, registered for the offences punishable under Sections 143, 147, 148, 324 and 308 IPC read with Section 149 IPC.

2. It seems that the matter has been amicably settled between the parties. On going through the matter, this Court is satisfied that there are no ingredients to invite an offence under Section 308 IPC in the matter. There is a connected case also in the matter registered as Crime No.90 of 2015 of the same Police Station. The matter involved in the said crime has also been settled between the parties.

3. The defacto complainant and the other injured persons, who are respondents 2 to 5 herein, have filed separate affidavits as Annexure-A5 series, affirming that the matter has been amicably settled between them and the

petitioners and respondents 2 to 5 have no complaints against the petitioners. When the matter has been amicably settled between the parties, no purpose would be served in proceeding with the matter any further. Matters being so, Annexure-A1 First Information Report in Crime No.85 of 2015 of the Bedakom Police Station and all further proceedings in it, can be quashed.

In the result, this Crl.M.C. is allowed and Annexure-A1 First Information Report in Crime No.85 of 2015 of the Bedakom Police Station and all further proceedings in it, are hereby quashed.

Sd/-
B.KEMAL PASHA
JUDGE

DSV/24/11/15