

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

WEDNESDAY, THE 2ND DAY OF DECEMBER 2015/11TH AGRAHAYANA, 1937

Cr1.MC.No. 7214 of 2015 ()

SC 9/2013 of ADDL.SESIONS COURT-I (SPECIAL COURT), THALASSERY

CRIME NO. 47/2010 OF SREEKANDAPURAM POLICE STATION, KANNUR

PETITIONERS/ACCUSED NOS.1 TO 5:

1. SIRAJ, AGED 26 YEARS,
S/O.MUHAMMED KUNHI, PUZHAKKARA HOUSE,
SREEKANDAPURAM PO, SREEKANDAPURAM AMSOM,
TALIPARAMBA TALUK, KANNUR DISTRICT.

2. SAVAD @ FABAD, AGED 25 YEARS,
S/O.AHAMMED, MANDEN KUNNUMMAL HOUSE, SREEKANDAPURAM PO,
SREEKANDAPURAM AMSOM, TALIPARAMBA TALUK,
KANNUR DISTRICT.

3. RAMSHEED, AGED 23 YEARS,
S/O.MUHAMMED, AYYARAKATH PUTHIYAPURAYIL HOUSE,
SREEKANDAPURAM PO,
SREEKANDAPURAM AMSOM, TALIPARAMBA TALUK,
KANNUR DISTRICT.

4. RAMEES, AGED 23 YEARS,
S/O.MAHAMOOD, PUZHAKKARA PUTHIYAPURAYIL HOUSE,
KOTTOOVAYAL, SREEKANDAPURAM PO,
SREEKANDAPURAM AMSOM, TALIPARAMBA TALUK,
KANNUR DISTRICT.

5. HAYAS @ FAYIS, AGED 24 YEARS
S/O.HAMSA, BEEVEERAKATH PUTHIYAPURAYIL HOUSE,
SREEKANDAPURAM PO,
SREEKANDAPURAM AMSOM, TALIPARAMBA TALUK,
KANNUR DISTRICT.

BY ADV. SRI.V.T.MADHAVANUNNI

Cr1.MC.No. 7214 of 2015 ()

RESPONDENTS/STATE & DEFACTO COMPLAINANT:

1. STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA AT ERNAKULAM THROUGH S.H.O.
SREEKANDAPURAM POLICE STATION, KANNUR DISTRICT.

2. NITHIN KANNAN, AGED 21 YEARS,
S/O.KUNHIKANNAN, ANUMAN KANDATHIL HOUSE, POKKUNDU,
KURUMATHUR PO, KURUMATHUR AMSOM, TALIPARAMBA TALUK,
KANNUR DISTRICT, PIN 670142

R1 BY PUBLIC PROSECUTOR SMT.SAREENA GEORGE
R2 BY ADV. SRI.V.A.SATHEESH

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 02-12-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

DSV/4/12/15

Cr1.MC.No. 7214 of 2015 ()

APPENDIX

PETITIONERS' ANNEXURES :

ANNEXURE A1: COPY OF THE FIR IN CRIME NO.47/2010 OF
SREEKANDAPURAM POLICE STATION.

ANNEXURE A2: COPY OF THE CHARGE SHEET FILED AGAINST ACCUSED
NOS.4 AND 5 IN CRIME NO.47/2010 OF SREEKANDAPURAM POLICE
STATION.

RESPONDENTS' ANNEXURES:

NIL

// True Copy //

P.S. To Judge

DSV/4/12/15

B. KEMAL PASHA, J.

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CRL.M.C. No.7214 of 2015
.....

Dated this the 2nd day of December, 2015

ORDER

Petitioners are accused Nos.1 to 5 in Crime No.47/2010 of the Sreekandapurpam Police Station, Kannur, which is presently pending as S.C. No.9/2013 of the Additional Sessions Court-I(Special Court), Thalassery, registered for the offences punishable under Sections 143, 147, 148, 341 and 324 read with Section 149 of the Indian Penal Code.

2. The matter has been amicably settled between the petitioners and the defacto complainant, who is the second respondent herein. The defacto complainant has filed an 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 S.C. No.9/2013 of the Additional Sessions Court-I(Special Court), Thalassery, which has arisen from Crime No.47/2010 of the Sreekandapuram Police Station, Kannur, as against the petitioners, can be quashed.

In the result, this Crl.M.C. is allowed and all further proceedings in S.C. No.9/2013 of the Additional Sessions Court-I(Special Court), Thalassery, which has arisen from Crime No.47/2010 of the Sreekandapuram Police Station, Kannur, as against the petitioners, are hereby quashed.

Sd/- B.KEMAL PASHA, JUDGE

ul/-

[True copy]

P.S. to Judge