

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

WEDNESDAY, THE 9TH DAY OF DECEMBER 2015/18TH AGRAHAYANA, 1937

Crl.MC.No. 7368 of 2015

**LP 16/2015 OF JUDICILA FIRST CLASS MAGISTRATE COURT, MALAPPURAM
CRIME NO. 71/2008 OF KOTTAKKAL POLICE STATION, MALAPPURAM**

PETITIONER(S)/1ST ACCUSED:

**MULANHIPPULAN ABDU, AGED 35 YEARS,
S/O.KUNHAVA HAJI, MULANHIPPULAN HOUSE, INDIANUR PO,
(VIA), KOTTAKKAL, MALAPPURAM DISTRICT.**

BY ADV. SRI.U.K.DEVIDAS

RESPONDENT(S)/STATE /COMPLAINANT:

- 1. STATE OF KERALA,
REPRESENTED BY SUB INSPECTOR OF POLICE,
KOTTAKKAL POLICE STATION,
MALAPPURAM DISTRICT THROUGH PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.**
- 2. CHERUNGAL MUHAMMEDKUTTY, AGED 48 YEARS,
S/O.MARAKKAR HAJI, CHERUNGAL HOUSE, PERUMANNA AMSOM,
CLARI DESOM, MUCHIKKAL, MALAPPURAM DISTRICT -676 505.**

R2 BY ADV. SMT.P.M.SHAHIDA

R1 BY PUBLIC PROSECUTOR SMT.SAREENA GEORGE

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 09-12-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

PJ

APPENDIX

PETITIONER(S)' ANNEXURES

**ANNEXURE I- TRUE COPY OF THE PRIVATE COMPLAINT IN CRIME NO.71/2008 OF
KOTTAKKAL POLICE STATION DATED NIL**

**ANNEXURE II- TRUE COPY OF THE FIRST INFORMATION REPORT IN CRIME
NO.71/2008 OF KOTTAKKAL POLICE STATION DATED 11.2.2008**

**ANNEXURE III- TRUE COPY OF THE RELEVANT PAGE OF THE CHARGE SHEET IN
CRIME NO.71/2008 OF KOTTAKKAL POLICE STATION DATED 9.4.2008**

**ANNEXURE IV- TRUE COPY OF THE LIST OF WITNESSES IN CRIME NO.71/2008 OF
KOTTAKKAL POLICE STATION DATED 29.8.2015**

**ANNEXURE V- THE ORIGINAL OF THE AFFIDAVIT DATED 30.9.2015 EXECUTED BY THE
SECOND RESPONDENT**

RESPONDENT(S)' ANNEXURES

NIL.

/ TRUE COPY /

P.S. TO JUDGE

PJ

B. KEMAL PASHA, J.

.....
Crl.M.C. No.7368 of 2015
.....

Dated this the 9th day of December, 2015

ORDER

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Petitioner is the accused in LP No.16/2015 of the Judicial First Class Magistrate's Court, Malappuram, which has arisen from Crime No.71/2008 of Kottakkal Police Station for the offences punishable under Sections 143, 147, 148, 341, 427 and 506(i) read with Section 149 IPC.

2. It seems that the matter has been amicably settled between the petitioner and the de facto complainant, who is the 2nd respondent herein.

3. The 2nd respondent has filed Annexure-V affidavit affirming that the matter has been amicably settled between him and the petitioner and presently, he has no complaints against the petitioner. No criminal antecedents have been reported against the petitioner. No purpose would be served in proceeding with the matter further. Matters being so, all

further proceedings against the petitioner in LP No.16/2015 of the Judicial First Class Magistrate's Court, Malappuram, which has arisen from Crime No.71/2008 of Kottakkal Police Station, can be quashed.

In the result, this Crl.M.C. is allowed and all further proceedings against the petitioner in LP No.16/2015 of the Judicial First Class Magistrate's Court, Malappuram, which has arisen from Crime No.71/2008 of Kottakkal Police Station, are quashed.

Sd/-
(B.KEMAL PASHA, JUDGE)

aks/09/12

// True Copy //

PA to Judge