

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

THURSDAY, THE 10TH DAY OF DECEMBER 2015/19TH AGRAHAYANA, 1937

Crl.MC.No. 7405 of 2015

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CC 2925/2014 OF JUDICIAL FIRST CLASS MAGISTRATE COURT-I, HOSDRUG.  
CRIME NO. 645/2014 OF CHANDERA POLICE STATION, KASARGOD DISTRICT.

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PETITIONER(S)/ACCUSED 1 TO 5:

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1. SHEBEER M K, AGED 28 YEARS,  
S/O. ABDULLA P.V., RESIDING AT  
VELLAYIL HOUSE, PADANNA, PADANNA VILLAGE,  
HOSDURG TALUK, KASARAGOD DISTRICT.
2. ALTHAF AHAMMED, AGED 22 YEARS,  
S/O. ASHARAF AHAMMED, RESIDING AT  
YUSIYA HOUSE, PADANNA, PADANNA VILLAGE,  
HOSDURG TALUK, KASARAGOD DISTRICT.
3. HAJIS U.C., AGED 23 YEARS, S/O. KUNHOOTY HAJI,  
RESIDING AT SC HOUSE, PADANNA, PADANNA VILLAGE,  
HOSDURG TALUK, KASARAGOD DISTRICT.
4. MAHSHOOQ U.P., AGED 23 YEARS,  
S/O. A.V.C.ABDUL MAJEED, RESIDING AT PADANNA,  
PADANNA VILLAGE, HOSDURG TALUK,  
KASARAGOD DISTRICT.
5. JASSER JOSIR V.K., AGED 25 YEARS, S/O. AYOOB,  
RESIDING AT V.K.HOUSE, KAVUMTHALA, PADANNA VILLAGE,  
HOSDURG TALUK, KASARAGOD DISTRICT.

BY ADV. SRI.T.MADHU

RESPONDENT(S)/STATE :

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1. RASIK T, AGED 42 YEARS, S/O. MAHAMMOD,  
RESIDING AT THAYIL HOUSE, TALICHALAM,  
NEAR TALICHALAM LIBRARY,  
SOUTH TRIKARIPUR VILLAGE, HOSDURG TALUK,  
KASARAGOD DISTRICT-671 319.

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2. THE STATE OF KERALA,  
THROUGH THE STATION HOUSE OFFICER,  
CHANDERA POLICE STATION, KASARAGOD DISTRICT,  
REPRESENTED BY PUBLIC PROSECUTOR,  
HIGH COURT OF KERALA, ERNAKULAM-682 031.

R1 BY ADV. SMT.ASMI.V.A.

R2 BY PUBLIC PROSECUTOR SMT.MAYA

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION  
ON 10-12-2015, THE COURT ON THE SAME DAY PASSED THE  
FOLLOWING:

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**APPENDIX**

**PETITIONER(S)' ANNEXURES:**  
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- ANNEXURE A1 :** THE TRUE CERTIFIED COPY OF THE FIR IN CRIME NO.645/2014 OF CHANDERA POLICE STATION.
- ANNEXURE A2 :** THE TRUE CERTIFIED COPY OF THE FINAL REPORT IN CRIME NO.645/2014 OF CHANDERA POLICE STATION.
- ANNEXURE A3 :** THE AFFIDAVIT DTD.17.11.2015 SWORN IN BY THE 2ND RESPONDENT.
- ANNEXURE A4 :** THE TRUE CERTIFIED COPY OF THE MEMO OF EVIDENCE IN CRIME NO.645/2014 OF CHANDERA POLICE STATION.

**RESPONDENT(S)' ANNEXURES:** NIL  
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**//TRUE COPY//**

**P.S. TO JUDGE**

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**B. KEMAL PASHA, J.**

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Crl.M.C. No.7405 of 2015 F  
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*Dated this the 10<sup>th</sup> day of December, 2015*

**O R D E R**

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Petitioners are the accused in CC No.2925/2014 of the Judicial First Class Magistrate's Court-I, Hosdurg, which has arisen from Crime No.645/2014 of Chandera Police Station for the offences punishable under Sections 143, 147, 148, 323, 324 and 341 read with Section 149 IPC.

2. It seems that the matter has been amicably settled between the petitioners and the de facto complainant, who is the 1<sup>st</sup> respondent herein.

3. The 1<sup>st</sup> respondent has filed Annexure-A3 affidavit affirming that the matter has been amicably settled between him and the petitioners and presently, he has no complaints against the petitioners. No criminal antecedents have been

reported against the petitioners. The injuries sustained to the de facto complainant are trivial. No purpose would be served in proceeding with the matter further. Matters being so, all further proceedings against the petitioners in CC No.2925/2014 of the Judicial First Class Magistrate's Court-I, Hosdurg, which has arisen from Crime No.645/2014 of Chandra Police Station, can be quashed.

In the result, this CrI.M.C. is allowed and all further proceedings against the petitioners in CC No.2925/2014 of the Judicial First Class Magistrate's Court-I, Hosdurg, which has arisen from Crime No.645/2014 of Chandra Police Station, are quashed.

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

aks/11/12

*// True Copy //*

*PA to Judge*