

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

THURSDAY, THE 3RD DAY OF DECEMBER 2015/12TH AGRAHAYANA, 1937

Cr1.MC.No. 7576 of 2015 ()

CC 258/2013 of JUDICIAL FIRST CLASS MAGISTRATE'S COURT,
VADAKARA

PETITIONERS/ACCUSED:

1. AKHIL, AGED 23 YEARS,
S/O.KUNHIRAMAN,
KARUVARI (H) ,
PONMERIPARAMBIL,
P.O.MANGALAT, KOZHIKKODE DISTRICT.
2. DILEEP, AGED 29, S/O.CHATHU,
KARUVANKANDIYIL, PONMERIPARAMBIL,
P.O.MANGALAT, KOZHIKKODE DISTRICT.
3. VIJEESH, AGED 33, S/O.KRISHNAN,
KARUVANKANDIYIL, PONMERIPARAMBIL,
P.O.MANGALAT, KOZHIKKODE DISTRICT.
4. NITHIN, S/O.BALAN, AGED 24,
VARIKKODI THAZHE, PONMERIPARAMBIL,
P.O.MANGALAT, KOZHIKKODE DISTRICT.
5. ARJUN, AGED 21, S/O.KUNHIRAMAN,
KARUVARI (H) , PONMERIPARAMBIL,
P.O.MANGALAT, KOZHIKKODE DISTRICT.
6. SUBHEESH, AGED 27, S/O.KANNAN,
POOVATH THAZHA KUNIYIL,
PONMERIPARAMBIL, P.O.MANGALAT, KOZHIKKODE DISTRICT.
7. PRITHVI RAJ, AGED 23, S/O.RAJAN,
PARAVANTAVITA (H) , PONMERIPARAMBIL,
P.O.MANGALAT, KOZHIKKODE DISTRICT.
8. RINEESH, AGED 20, S/O.CHATHU,
KORAPPANDIYIL (H) ,
PONMERIPARAMBIL, P.O.MANGALAT,
KOZHIKKODE DISTRICT.

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9. VIPIN, AGED 23, S/O.NANU,
CHERIYAVARIKKOLI, PONMERIPARAMBIL,
P.O.MANGALAT, KOZHIKKODE DISTRICT.
10. BABULESH, AGED 23, S/O.BALAN,
KARUVANDITHAZHA KUNI (H) ,
PONMERIPARAMBIL,
P.O.MANGALAT, KOZHIKKODE DISTRICT.

BY ADV. SRI.MOHANAN V.T.K.

RESPONDENTS/DE FACTO COMPLAINANT & STATE:

1. RAJEEVAN, AGED 40,
S/O.KANNAN, MALIKATH THOZHA,
VALLIAD (P.O.), VADAKARA TALUK,
KOZHIKKODE DISTRICT-673 035.
2. STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,
ERNAKULAM-682 031.

R1 BY ADV.SRI.K.M.RAMADAS

R2 BY PUBLIC PROSECUTOR SMT.SAREENA GEORGE

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 03-12-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

DSV/3/12/15

Cr1.MC.No. 7576 of 2015 ()

APPENDIX

PETITIONERS' ANNEXURES:

- A COPY OF THE WOUND CERTIFICATE IN C.C.NO.258/2013 ON THE FILE OF THE JUDICIAL FIRST CLASS MAGISTRATE'S COURT, VATAKARA.
- B COPY OF THE CHARGE SHEET IN C.C.NO.258/2013 ON THE FILE OF JUDICIAL FIRST CLASS MAGISTRATE'S COURT, VATAKARA.
- C AFFIDAVIT SWORN IN BY THE DEFACTO COMPLAINANT.

RESPONDENTS' ANNEXURES:

NIL

// True Copy //

P.A. To Judge

DSV/3/12/15

B.KEMAL PASHA, J.

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Crl.M.C. No. 7576 of 2015

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Dated this the 3rd day of December, 2015

ORDER

Petitioners are accused in C.C. No.258 of 2013 of the Judicial First Class Magistrate's Court, Vatakara, which has arisen from Crime No.852 of 2012 of the Vatakara Police Station, registered for the offences punishable under Sections 143, 147, 148, 341, 323 and 324 of the Indian Penal Code read with Section 149 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-C 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.258 of 2013 of the Judicial First Class Magistrate's Court, Vatakara, as against the petitioners, based on Annexure-B Final Report in Crime No.852 of 2012 of the Vatakara Police Station, can be quashed.

In the result, this Crl.M.C. is allowed and all further proceedings in C.C. No.258 of 2013 of the Judicial First Class Magistrate's Court, Vatakara, as against the petitioners, based on Annexure-B Final Report in Crime No.852 of 2012 of the Vatakara Police Station, are hereby quashed.

Sd/-

**B. KEMAL PASHA
JUDGE**

DSV/3/12/15

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P.A. To Judge