

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

TUESDAY, THE 15TH DAY OF DECEMBER 2015/24TH AGRAHAYANA, 1937

Crl.MC.No. 7577 of 2015 ()

**CC.NO. 1599/2013 OF JUDICIAL FIRST CLASS MAGISTRATE COURT-I, PALAKKAD
CRIME NO. 213/2013 OF KOTTAYI POLICE STATION, PALAKKAD**

PETITIONER(S)/ACCUSED :

1. RAJESH,
AGED 27 YEARS, S/O.RAJAN,
NARANGAPARAMB HOUSE, NEDUVATHUPARA
PERINGOTTUKURUSSI, ALATHUR TALUK,
PALAKKAD DISTRICT.
2. PRADEESH
S/O.KRISHNAN, AGED 22 YEARS
NARANGAPARAMB HOUSE, NEDUVATHUPARA
PERINGOTTUKURUSSI, ALATHUR TALUK,
PALAKKAD DISTRICT.
3. VINEESH
S/O.VIJAYAN, AGED 26 YEARS
NARANGAPARAMB HOUSE, NEDUVATHUPARA
PERINGOTTUKURUSSI, ALATHUR TALUK,
PALAKKAD DISTRICT.
4. SIDDARTHAN
S/O.MOHANDAS, AGED 27 YEARS
NARANGAPARAMB HOUSE, NEDUVATHUPARA
PERINGOTTUKURUSSI, ALATHUR TALUK,
PALAKKAD DISTRICT.

BY ADV. SRI.M.DEVESH

RESPONDENTS/STATE & VICTIMS :

1. STATE OF KERALA
REPRESENTED BY PUBLIC PROSECUTOR
HON'BLE HIGH COURT OF KERALA,
ERNAKULAM, PIN-682031.

2. MIDUN CHANDREN,
S/O.RAMACHANDRAN, AGED 24 YEARS
ETTADI HOUSE, AYAKURUSSE ROAD
NARANGA PARAMBU HOUSE, PERINGOTTUKURUSSE
ALATHUR TALUK, PALAKKAD DISTRICT,
PIN-678 541.
3. RENJITH C.,
AGED 22 YEARS, KUNDUKKAD HOUSE,
NEDUVATHUPARA, (POST) PERINGOTTUKURUSSE,
ALATHUR TALUK, PALAKKAD DISTRICT
PIN-678 574.
4. RADHAKRISHNAN,
S/O.BALAN, AGED 39 YEARS
KUNDUKKAD HOUSE, NEDUVATHUPARA
(POST) PERINGOTTUKURUSSE, ALATHUR TALUK,
PALAKKAD DISTRICT, PIN-678 574.
5. SANOJ,
S/O.RAGHAVAN, AGED 24 YEARS
KUNDUKKAD HOUSE, NEDUVATHUPARA
(POST) PERINGOTTUKURUSSE, ALATHUR TALUK,
PALAKKAD DISTRICT, PIN-678 574.
6. SAJU,
S/O.RAJAN, AGED 25 YEARS
KUNDUKKAD HOUSE, NEDUVATHUPARA
(POST) PERINGOTTUKURUSSE, ALATHUR TALUK,
PALAKKAD DISTRICT, PIN-678 574.

R1 BY PUBLIC PROSECUTOR SMT.P. MAYA
R2 TO R6 BY ADV. SRI.P.K.MOHANAN (PALAKKAD)

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 15-12-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

Mn

...3/-

APPENDIX

PETITIONERS' ANNEXURES :

- ANNEXURE 1 :** TRUE COPY OF FIR INCLUDING FIS IN KOTTAYI POLICE STATION CRIME NO.213 OF 2013 DT 18-4-2013.
- ANNEXURE 2 :** TRUE COPY OF THE POLICE CHARGE DT. 30-5-2013 SUBMITTED IN KOTTAYI POLICE STATION CRIME NO.213/2013 AGAINST THE PETITIONERS.
- ANNEXURE 3 :** TRUE COPY OF THE ACCIDENT REGISTER-CUM-WOUND CERTIFICATE DT. 18-4-2013 OF THE SECOND RESPONDENT MIDUN CHANDRAN.
- ANNEXURE 4 :** TRUE COPY OF ACCIDENT REGISTER-CUM-WOUND CERTIFICATE DT 18-4-2013 OF THE 3RD RESPONDENT RENJITH.
- ANNEXURE 5 :** AFFIDAVIT OF 2ND RESPONDENT DT. 22-11-2015.
- ANNEXURE 6 :** AFFIDAVIT OF 3RD RESPONDENT DT. 22-11-2015.
- ANNEXURE 7 :** AFFIDAVIT OF 4TH RESPONDENT DT. 22-11-2015.
- ANNEXURE 8 :** AFFIDAVIT OF 5TH RESPONDENT DT. 22-11-2015.
- ANNEXURE 9 :** AFFIDAVIT OF 6TH RESPONDENT DT. 22-11-2015.
- ANNEXURE 10 :** TRUE COPY OF THE MEMORANDUM OF EVIDENCE IN KOTTAYI POLICE STATION CRIME NO.213/2013 FILED ALONG WITH THE CHARGE SHEET.

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.S. TO JUDGE

Mn

B. KEMAL PASHA, J.

.....
CRL.M.C. No.7577 of 2015
.....

Dated this the 15th day of December, 2015

ORDER

Petitioners are accused in C.C. No.1599/2013 of the Judicial First Class Magistrate's Court-I, Palakkad, which has arisen from Crime No.213/2013 of the Kottayi Police Station, Palakkad registered for the offences punishable under Sections 143, 147, 148, 341, 323 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 and the other injured. The defacto complainant and the other injured have filed separate affidavits as Annexure 5 to Annexure 9 affirming that the matter has been amicably settled between them and the petitioners and they have 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.1599/2013 of the Judicial First Class Magistrate's Court-I, Palakkad, which has arisen from Crime No.213/2013 of the Kottayi Police Station, Palakkad as against the petitioners, can be quashed.

In the result, this Crl.M.C. is allowed and all further proceedings in C.C. No.1599/2013 of the Judicial First Class Magistrate's Court-I, Palakkad, which has arisen from Crime No.213/2013 of the Kottayi Police Station, Palakkad as against the petitioners, are hereby quashed.

Sd/- B.KEMAL PASHA, JUDGE

ul/-

[True copy]

P.S. to Judge