

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

WEDNESDAY, THE 16TH DAY OF DECEMBER 2015/25TH AGRAHAYANA, 1937

Crl.MC.No. 7676 of 2015

CRIME NO. 577/2015 OF PERAMBRA POLICE STATION, KOZHIKODE
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PETITIONER(S)/PETITIONER:

1. ASHIK, AGED 20 YEARS,
S/O.KUNJIMOIDEEN, RESIDING AT EDAVALATH HOUSE,
MENJANNIAM P.O., PERAMBRA,
KOILANDI TALUK, KOZHIKODE DISTRICT.
2. ROSHAN, AGED 21 YEARS,
S/O.ABDHURAHIMAN, PARANTA VIDA HOUSE, THALIYIL P.O.,
KUTTIYADI, VADAKARA TALUK, KOZHIKODE DISTRICT.
3. AJEER, AGED 20 YEARS,
S/O.ISMAIL, EDATHIL HOUSE, MATTANODE P.O.,
KOORACHUNDU, KOILANDI TALUK, KOZHIKODE DISTRICT.

**BY ADVS.SRI.J.R.PREM NAVAZ
SRI.P.T.SHEEJISH**

RESPONDENT(S)/RESPONDENTS:

1. STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.
2. ABDUSAMAD N.K., AGED 19 YEARS,
S/O.AMMED, RESIDING AT NADUKKANDIYIL HOUSE, KALLACHI,
KODIYOOR P.O., VADAKARA TALUK, KOZHIKODE DISTRICT.

**R1 BY PUBLIC PROSECUTOR SMT.SAREENA GEORGE
R2 BY ADV. SRI.AJOY VENU**

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON
16-12-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

msv/

Crl.MC.No. 7676 of 2015

APPENDIX

PETITIONER(S)' ANNEXURES:

**ANNEXURE A:- CERTIFIED COPY OF THE FIRST INFORMATION REPORT CRIME
NO 577 OF 2015 OF PERAMBRA POLICE STATION, KOZHIKODE
DISTRICT DTD.14.8.2015.**

**ANNEXURE B:-THE AFFIDAVIT SOLEMNLY AFFIRMED BY THE 2ND RESPONDENT/
DEFACTO COMPLAINANT DTD 4/12/2015**

RESPONDENT(S)' ANNEXURES:

NIL

//TRUE COPY//

P.S.TO JUDGE

Msv/

B.KEMAL PASHA, J.

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Crl.M.C. No.7676 of 2015

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Dated this the 16th day of December, 2015

ORDER

Petitioners are accused in Crime No.577 of 2015 of the Perambra Police Station, Kozhikode, registered for the offences punishable under Sections 341, 323 and 325 read with Section 34 of the Indian Penal Code and Section 4 of the Kerala Prohibition of Ragging Act, 1998.

2. The matter has been amicably settled between the petitioners and the defacto complainant, who is the 2nd respondent herein. The defacto complainant has filed Annexure-B affidavit, affirming that the matter has been amicably settled between him and the petitioners and he has no complaints against the petitioners.

3. There is a connected case also in the matter

registered as Crime No.573 of 2015 of the same Police Station. The matter involved in the said crime has also been settled between the parties. 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, Annexure-A First Information Report in Crime No.577 of 2015 of the Perambra Police Station, Kozhikode, and all further proceedings as against the petitioners based on it, can be quashed.

In the result, this Crl.M.C. is allowed and Annexure-A First Information Report in Crime No.577 of 2015 of the Perambra Police Station, Kozhikode, and all further proceedings as against the petitioners based on it, are hereby quashed.

Issue copy today itself.

Sd/-

B.KEMAL PASHA
JUDGE

DSV/16/12/15

// True Copy // PA to Judge