

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.SUDHEENDRA KUMAR

THURSDAY, THE 1ST DAY OF OCTOBER 2015/9TH ASWINA, 1937

Crl.Rev.Pet.No. 1201 of 2015 ()

(AGAINST THE ORDER IN CMP 1825/2015 IN CC 420/12
OF JFCM-VI, KOZHIKODE)

REVISION PETITIONER/ACCUSED :

C.P.CHANDRASEKHARAN, AGED 64 YEARS
S/O. LATE K.MADHAVAMENON, 33/1716 C
APARNA LAW CHAMBERS, VENNALA P.O., KANIAPPILLY ROAD
CHAKKARAPARAMBA, KOCHI-28.

BY ADVS.SRI.M.SHAJU PURUSHOTHAMAN
SRI.K.S.RAJESH

RESPONDENTS/COMPLAINANT/STATE:

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1. LINCY, AGED 38 YEARS
W/O. SAJESH KUMAR, THIRUMALAYAM HOUSE
CHOYIKKUTTY ROAD, MAKKADA P.O., KOZHIKODE-678 015.
 2. STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM-682 031.

R2 BY PUBLIC PROSECUTOR, SHRI.V.S.SREEJITH

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION
ON 01-10-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

B.SUDHEENDRA KUMAR, J.

Crl.R.P. No.1201 of 2015

Dated this the 1st day of October 2015

O R D E R

When this matter has been taken up for hearing, the learned counsel for the revision petitioner has prayed for permitting him to withdraw the petition.

2. The order challenged in this revision petition is an order passed by the court below under Section 311 Cr.P.C, which is interlocutory in nature as held by the Apex Court in **Sethuraman v. Rajamanickam** [2009(5) SCC 153].

In the result, this revision petition stands dismissed as not maintainable.

I make it clear that the dismissal of this revision

petition will not take away the rights of the revision petitioner from seeking any remedy available to him under law.

The certified copy of the orders produced by the revision petitioner shall be returned to the revision petitioner after substituting the same with photocopy.

*Sd// **B.SUDHEENDRA KUMAR**, JUDGE.*

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/ True copy /

PA to Judge