

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.UBAID

TUESDAY, THE 20TH DAY OF JANUARY 2015/30TH POUSHA, 1936

OP(Crl.).No. 312 of 2014 (Q)

PETITIONERS/PETITIONERS:

1. MANIKKAM AGED 69 YEARS
W/O.UPPERAN, MAYANGODU HOUSE, N.I. T P.O.
POOLAKODE, AMSOM DESOM, KOZHAIKODE DISTRICT.
2. CHANDRAN AGED 43 YEARS
S/O.UPPERAN, MAYANGODU HOUSE, N.I. T P.O.
POOLAKODE, AMSOM DESOM, KOZHAIKODE DISTRICT
3. PRAMODE AGED 35 YEARS
S/O.UPPERAN, MAYANGODU HOUSE, N.I. T P.O.
POOLAKODE, AMSOM DESOM, KOZHAIKODE DISTRICT

BY ADV. SRI.P.V.KUNHIKRISHNAN

RESPONDENTS/RESPONDENTS:

1. S.I. OF POLICE, KUNNAMANGALAM POLICE STATION
KOZHAIKODE DISTRICT-673 571.
2. STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM, KOCHI-682 031.

R1 & R2 BY GOVERNMENT PLEADER SMT.S.HYMA

THIS OP (CRIMINAL) HAVING COME UP FOR ADMISSION ON
20-01-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

OP(Crl.).No. 312 of 2014 (Q)

APPENDIX

PETITIONER(S)' EXHIBITS

EXHBIT P1. TRUE COPY OF THE FI STATEMENT WHICH LEAD TO THE REGISTRATION OF ST.NO.1174/12 ON THE FILE OF THE JFCMC, KUNNAMANGALAM.

EXHBIT P2. TRUE COPY OF THE PETITION FILED BY THE 1ST PETITIONER DATED 16/7/2013 WHICH IS NUMBERED AS CMP NO.5330/2013 IN ST.NO.1174/12 ON THE FILE OF THE JFCMC, KUNNAMANGALAM.

EXHBIT P3. TRUE COPY OF THE POLICE CHARGE DATED NILW CHI IS NO PENDING AS CC 581/2011 ON THE FILE OF THE JFCMC, KUNNAMANGALAM.

EXHBIT P4. TRUE COPY OF THE FIR IN CRIME NO.763/2011 OF KUNNAMANGALAM POLICE STATION.

RESPONDENT(S)' EXHIBITS

/TRUE COPY/

P.S TO JUDGE

P.UBAID, J.
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**O.P (Crl) No.312 of 2014**  
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Dated this the 20th January, 2015

J U D G M E N T

There is report from the court below that C.M.P. No.5330 of 2013 in S.T No.1174 of 2012 stands dismissed on 15.03.2014. The relief essentially sought by the petitioner is a direction to dispose of the said petition expeditiously. In view of the report of the learned Magistrate, the learned counsel for the petitioner seeks permission to withdraw the proceeding with liberty to file appropriate proceeding as regards the dismissal order. Hence, permission for withdrawal is granted without prejudice to the right of the petitioner to bring appropriate proceeding against the order in C.M.P. No.5330 of 2013, and this O.P is dismissed as withdrawn.

**Sd/-
P.UBAID
JUDGE**

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/True copy/

P.S to Judge