IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE ASHOK MENON

TUESDAY, THE 04TH DAY OF FEBRUARY 2020 / 15TH MAGHA, 1941

Crl.MC.No.489 OF 2020(A)

AGAINST THE ORDER/JUDGMENT IN CC 831/2017 OF JUDICIAL MAGISTRATE OF FIRST CLASS-I ,NADAPURAM

CRIME NO.345/2011 OF Kuttiyadi Police Station , Kozhikode

PETITIONER/ACCUSED:

M.P.CHANDRAN
AGED 52 YEARS
S/O.ACHUTHAN, MOTTAMPARAMBATH VEEDU, P.O.VADAYAM, VATAKARA TALUK, KOZHIKODE DISTRICT.

BY ADV. SRI.ZUBAIR PULIKKOOL

RESPONDENTS/COMPLAINANT & STATE:

1 **MADOLLATHIL BALAN**
AGED 76 YEARS
S/O.KRISHNAN, MADOLLATHIL HOUSE, VATAKARA P.O., KOZHIKODE DISTRICT, PIN-673101.

2 **STATE OF KERALA,**
REPRESENTED BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM-31.

R1 BY ADV. M.PROMODH KUMAR

OTHER PRESENT:

SRI. C.S. HRITHWIK SR.PP

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 04.02.2020, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

O R D E R

Dated this the 4th day of February 2020

Petitioner is the sole accused in CC No.831/2017 on the files of the Judicial First Class Magistrate's Court-I, Nadapuram for having allegedly committed offences punishable under Sections 468 and 420 IPC.

2. The defacto complainant/aggrieved is the first respondent herein. He has appeared through counsel and filed an affidavit to the effect that the matter has been amicably settled with the petitioner and that he has no grievance against him. A report to that effect has also been obtained from the investigating officer through the learned Senior Public Prosecutor. The petitioner does not have any criminal antecedents. There is no public interest involved.

In the result, the Criminal M.C. is allowed and the entire proceedings as against the petitioner herein in CC No.831/2017 on the files of the Judicial First

Class Magistrate's Court-I, Nadapuram shall stand quashed under Section 482 Cr.PC and the petitioner/accused is discharged.

Sd/-

ASHOK MENON

JUDGE

jg

APPENDIX

PETITIONER'S/S EXHIBITS:

ANNEXURE 1	**CERTIFIED COPY OF THE FIR IN CRIME NO.345/2011 DATED 30.06.2011 OF KUTTIADY POLICE STATION.**
ANNEXURE 2	**CERTIFIED COPY OF THE CHARGE SHEET DATED 21.07.2011 ALONG WITH WITNESS MEMO.**
ANNEXURE 3	**AFFIDAVIT SWORN BY THE 1ST RESPONDENT, DATED 03.12.2019.**