IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE P.V.KUNHIKRISHNAN

TUESDAY, THE 23RD DAY OF JULY 2024 / 1ST SRAVANA, 1946

CRL.MC NO. 6828 OF 2016

CRIME NO.1195/2016 OF THRIKKAKARA POLICE STATION, ERNAKULAM

PETITIONERS/ACCUSED NOS.1 TO 3:

1 PREEJA M.S.
AGED 36, W/O. PRASHANTH, DEVI VILAS, PULIKKILATH HOUSE PADAMUGHAL, KAKKANAD, KOCHI.

2 ANAGHA PRASHANTH (MINOR)
AGED 12 YEARS, D/O. PRASHANTH, DEVI VILAS, PULIKKILLATH HOUSE, PADAMUGHAL, KAKKANAD, KOCHI, REPRESENTED HERE IN BY HER MOTHER AND NATURAL GUARDIAN, MRS. PREEJA M.S.

3 ALOCA PRASHANTH (MINOR)
AGED 12 YEARS, D/O. PRASHANTH, DEVI VILAS, PULIKKILATH HOUSE, PADAMUGHAL,KAKKANAD, KOCHI REPRESENTED HEREIN BY HER MOTHER AND NATURAL GUARDIAN MRS. PREEJA M.S.

BY ADVS.
SRI.K.R.VINOD
SRI.S.ARAVIND
MS.JENCY SUSAN JOSE
SRI.V.SRI NATH

RESPONDENTS:

1 STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA, KOCHI-31.

2 GOPINATHAN KARTHA
AGED 78, S/O. RAJARAJA VARMA, DEVI VILAS, PULIKILLATH HOUSE, PADAMUGHA, KAKKANAD, KOCHI- 682 030.

3 SAROJA
AGED 68, W/O. GOPINATHAN KARTHA, DEVI VILAS, PULIKKILLATH HOUSE, PADAMUGHAL, KAKKANAD, KOCHI- 682 030.

BY ADVS.
SRI. SANGEETHARAJ N.R., PP
SRI.C.A.JOY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 23.07.2024, ALONG WITH WP(C).20051/2016, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

P.V.KUNHIKRISHNAN, J.

Crl.M.C. No. 6828 of 2016

Dated this the 23rd day of July, 2024

O R D E R

This Criminal Miscellaneous Case is filed to quash the FIR in Crime No.1195/2016 of Thrikkakara Police Station, Ernakulam.

2. When this Criminal Miscellaneous Case came up for consideration on 14.10.2016 , this Court passed the following order:

> *"Heard. Learned Public Prosecutor to get instructions. Post on 27.10.2016 along with WP(C) No.20051/2016.*
>
> *Having regard to the fact that the petitioners 2 and 3 herein are reported to be juveniles, they shall not be arrested till the next date of posting."*

3. The investigation of the case is not stayed by this Court. Probably, the investigation in this case might have been completed. If the final report is filed and if the petitioners are aggrieved by the same, the petitioners are free to challenge the same, in accordance with law.

With the above observation, this Criminal Miscellaneous Case is disposed of.

Sd/-

P.V.KUNHIKRISHNAN
JUDGE

nvj

APPENDIX OF CRL.MC 6828/2016

PETITIONER ANNEXURES

ANNEXURE A1	**THE CERTIFIED COPY OF FIR NO. 1195/2016 OF THRIKKAKKARA POLICE STATION, ERNAKULAM.**
ANNEXURE A2	**THE COPY OF THE JUDGMENT IN CRL. APPEAL NO. 379/2013 OF THE ADDITIONAL DISTRICT AND SESSIONS COURT, NORTH PARAVUR DATED 07.07.2014.**
ANNEXURE A3	**THE COPY OF THE CERTIFICATE ISSUED BY THE CONSULTANT NEPHOROLOGIST, RENAI MEDICITY, CERTIFYING THE MEDICAL CONDITION OF THE 3RD PETITION,DATED 28.05.2016.**

RESPONDENTS EXHIBITS:NIL

//TRUE COPY//

PA TO JUDGE