IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A. BADHARUDEEN

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

CRL.MC NO. 3331 OF 2023

CRIME NO.1162/2020 OF PANGODE POLICE STATION, THIRUVANANTHAPURAM

CC NO.1705 OF 2021 OF JUDICIAL MAGISTRATE OF FIRST CLASS - II,NEDUMANGAD

PETITIONER/ACCUSED:

KALLARA BIJU
AGED 50 YEARS
S/O.MUHAMMED HANEEFA, S.S.HOUSE, KALLARA P.O., KALLARA, THIRUVANANTHAPURAM, PIN - 691510

BY ADV LATHEESH SEBASTIAN

RESPONDENTS/STATE/COMPLAINANT & INJURED:

1 **STATE OF KERALA**
REPRESENTED BY PUBLIC PROSECUTOR,HIGH COURT OF KERALA, ERNAKULAM, PIN - 682031

2 **STATION HOUSE OFFICER**
PANGODE POLICE STATION, THIRUVANANTHAPURAM, PIN - 695006

3 **JAYASREE**
AGED 57 YEARS
D/O.BHARATHY AMMA, SREENILAYAM, ALATHARA, VENJARAMOODU, NELLANAD VILLAGE, THIRUVANANTHAPURAM, PIN - 695606

R1 & R2 BY PUBLIC PROSECUTOR SRI.M.P.PRASANTH

THIS CRIMINAL MISC. CASE HAVING BEEN FINALLY HEARD ON 23.07.2024, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER

Dated this the 23rd day of July, 2024

This petition has been filed under Section 482 of the Code of Criminal Procedure, 1973, by the petitioner, who is the sole accused in Crime No.1162/2020 of Pangode police station, Thiruvananthapuram, now pending as C.C.No,1705/2021 on the files of the Judicial First Class Magistrate Court-II, Nedumangad and the prayer herein is as under:

> *To call for the records relating to C.C.No.1705/2021 of JFMC-II, Nedumangad arising from Crime No.1162/2020 of Pangode Police Station, Thiruvananthapuram District, and quash the same against the petitioner, in the interest of justice.*

2. When this matter came up for consideration, the learned counsel for the petitioner sought permission to withdraw this petition, when this Court is not inclined to allow the quashment, holding that prima facie case made out from the prosecution records.

Permission granted and this petition is dismissed as withdrawn.

The interim stay granted by this Court stands vacated.

Registry is directed to forward a copy of this order to the trial court, for information and future guidance.

Sd/-
A. BADHARUDEEN
JUDGE

Bb