IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A. BADHARUDEEN

MONDAY, THE 29TH DAY OF JULY 2024 / 7TH SRAVANA, 1946

CRL.MC NO. 6372 OF 2024

CRIME NO.224/2024 OF BALARAMAPURAM POLICE STATION, THIRUVANANTHAPURAM

SC NO.773 OF 2024 OF ADDITIONAL DISTRICT COURT & SESSIONS COURT (ATROCITIES & SEXUAL VIOLENCE AGAINST WOMEN & CHILDREN),THIRUVANANTHAPURAM

PETITIONER/ACCUSED:

XXX
XXX
XXX

BY ADVS.
ARUN MATHEW VADAKKAN
PADAYATTEE YELDO
STEFFY V.J.
JOHNY K. JOHN

RESPONDENTS/STATE & DE FACTO COMPLAINANT:

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

2 **XXX**
XXX

R1 BY SR.PUBLIC PROSECUTOR SRI.RENJIT GEORGE

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 29.07.2024, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER

Dated this the 29th day of July, 2024

This Criminal Miscellaneous Case has been filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, by the petitioner, who is the accused in Crime No.224/2024 of Balaramapuram police station, Thiruvananthapuram, now pending as S.C.No.773/2024 on the files of the Additional District and Sessions Court (PoCSO), Thiruvananthapuram and the prayer herein is as under:

> *To quash Annexure A1 First Information Report and A2 Final Report in Crime No.224/2024 of Balaramapuram police station, Thiruvananthapuram District and all proceedings pursuant to Annexures A1 and A2 pending as S.C.No.773/2024 of Addl.District and Sessions Court (POCSO), Thiruvananthapuram.*

2. After arguing for a while, when this Court is not inclined to allow the quashment, holding that prima facie case made out from the prosecution records, the learned counsel for the petitioner sought permission to withdraw this petition.

Permission granted and this petition is dismissed as withdrawn.

Registry is directed to forward a copy of this order to the Additional District and Sessions Court (PoCSO), Thiruvananthapuram, for information and future guidance.

Sd/-
A. BADHARUDEEN
JUDGE

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