



CRA-S-2500-SB-2007 (O&M)

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Bench of the Kerala High Court in *Pazhani S/o Chami vs. State of Kerala 2017(1) R.C.R. (Criminal) 1045*, the present appeal is disposed of with the following directions:

- (i) The appeal shall stand abated on account of death of the appellant.
- (ii) The State exchequer shall be at liberty to recover the fine amount by adopting due process of the law.
- (iii) If State chooses to start recovery process of the amount of fine from the estate of the deceased appellant, a valid notice in that regard would be served upon his legal heirs who has a vested right in the said estate.
- (iv) If any such legal heir or any interested person is aggrieved with the process of recovery of fine, he may move an appropriate application before this Court seeking revival of the appeal. However, the same must be done within 30 days of receipt of such notice.
- (v) Such legal heir or any interested person would also be at liberty to deposit the total amount of fine, which is subject matter of the appeal, in the office of concerned authority.
- (vi) If revived, the appeal shall be heard on merits.

4. Pending miscellaneous application(s), if any, shall also stand disposed of.

02.04.2025
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No