

IN THE COURT OF THE JUDICIAL I CLASS MAGISTRATE COURT FOR THE TRIAL OF FOREST OFFENCES,
NEDUMANGAD

Present:- Haritha. G. H, Judicial I Class Magistrate, for the trial of Forest Offences, Nedumangad

Dated: 04-03-2026

CC. 539/2023

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| Complainant | : | State represented by the Sub Inspector of Police, Vithura Police station in Crime No. 685/2021. (By APP Grade II, Nedumangad) |
| Accused | : | Suresh, S/o Prebhakaran, Maya Bhavan, Anappara, Vithura village. |
| Charge | : | Offences punishable u/ss. 188, 269 IPC, 118 (e) of KP Act, Sec. 4 (2) (f) r/w 5 of KEDO. |
| Sentence / order | : | Accused is discharged U/S.321 of Cr.P.C. |

This case coming on for today's proceedings, the court passed the following :-

ORDER

This application filed by the APP u/s 321 CrI.P.C for withdrawal of the prosecution case.

2. This case originated from the final report filed by the SHO alleging offence u/s 188, 269 IPC, 118 (e) of KP Act, Sec. 4 (2) (f) r/w 5 of KEDO. Prosecution case is that the accused violating the regulations of the Government to control epidemic diseases without wearing mask and without observing social distance was found at public place. The allegation is that the accused with the intention to spread epidemic disease violated the regulations of the Government. The accused thereby committed offence u/ss. 188, 269 IPC, 118 (e) of KP Act, Sec. 4 (2) (f) r/w 5 of KEDO.

3. The learned Assistant Public Prosecutor sought permission to withdraw from the prosecution of this case because of GO (Rt) No. 3326/2022/Home dated 24-11-2022 of the government of Kerala. This Court is satisfied that the application is made in good faith and in the interests of public policy and justice. Considering the petty nature of the offences, consent is accorded to the Prosecutor to withdraw from the prosecution. The accused is discharged/acquitted under section 321 of the Code of Criminal Procedure.

Pronounced by me in open court on this the 04th day of March, 2026.

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Judicial I Class Magistrate
for the trial of Forest Offences
Nedumangad.