



2024:KER:77829

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT**

**THE HONOURABLE MR. JUSTICE P.V.KUNHIKRISHNAN**

**FRIDAY, THE 18<sup>TH</sup> DAY OF OCTOBER 2024 / 26TH ASWINA, 1946**

**CRL.MC NO. 3720 OF 2018**

**AGAINST THE ORDER/JUDGMENT DATED IN CC NO.124 OF  
2017 OF CHIEF JUDICIAL MAGISTRATE, ERNAKULAM**

**PETITIONERS/ACCUSED 1 TO 5:**

- 1 REENA JOSEPH  
#14, SARANG, GENERAL BHOSLE MARG, NARIMAN  
POINT, MUMBAI-400021, MAHARASHTRA.**
- 2 JACOB GEORGE AMBAT  
12, CAPTIVA CT, NEWNAN, GA 30265.**
- 3 ROY GEORGE  
AMBAT HOUSE, CHUTTUPADUKARA DESOM,  
EDAPPALLY NORTH VILLAGE, KANAYANNUR TALUK,  
ERNAKULAM-682 024.**
- 4 RITTY JOHN  
PONNEZHATH HOUSE, GANDHI NAGAR,  
MUDIYOORKARA DESOM, PERUMPAYIKADU,  
VAIKOM TALUK, KOTTAYAM DISTRICT-686 008.**
- 5 RONY GEORGE AMBAT  
168, HUNTERIAN PLACE, NEWNAN, GA 30265.**

**BY ADVS.  
SRI.P.K.IBRAHIM  
SMT.K.P.AMBIKA**



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**SRI.A.L.NAVANEETH KRISHNAN  
SRI.K.THOMAS ALIAS**

**RESPONDENTS/COMPLAINANT, 6TH ACCUSED & STATE:**

- 1 JACOB ANTOGI HANSE  
KURISINGAL HOUSE, MARUVAKKADU DESOM,  
CHELLANAM VILLAGE, KOCHI, ERNAKULAM-682 008.**
  
- 2 MARY MEPHIL XAVIER  
HEERA WATERS, NB 5D, KADAVANTHRA DESOM,  
ELAMKULAM VILLAGE, KANAYANNUR TALUK,  
ERNAKULAM-682 020.**
  
- 3 THE STATE OF KERALA  
REPRESENTED BY THE PUBLIC PROSECUTOR,  
HIGH COURT OF KERALA, ERANAKULAM-31.**

**BY ADV.:**

**SRI.SANGEETHARAJ.N.R, PP**

**THIS CRIMINAL MISC. CASE HAVING BEEN FINALLY  
HEARD ON 18.10.2024, THE COURT ON THE SAME DAY PASSED  
THE FOLLOWING:**



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**P.V.KUNHIKRISHNAN, J.**

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**Crl.M.C. No.3720 of 2018**  
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**Dated this the 18<sup>th</sup> day of October, 2024**

**ORDER**

When this Crl.MC came up for consideration, the learned counsel appearing for the petitioners submitted that there is no instruction from the party. If that be the case, this Crl.MC need not be retained here. Hence, the Crl.MC can be closed.

Therefore, this Criminal Miscellaneous Case is closed.

Sd/-

**P.V.KUNHIKRISHNAN  
JUDGE**

nvj



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**APPENDIX OF CRL.MC 3720/2018**

**PETITIONER ANNEXURES**

- ANNEXURE A1-** TRUE COPY OF THE POWER OF ATTORNEY DATED 20/01/2014 OF THE 1ST PETITIONER EXECUTED IN FAVOUR OF THE BROTHER OF THE 1ST RESPONDENT THOMAS HEDSON.
- ANNEXURE A2-** TRUE COPY OF THE AGREEMENT FOR SALE BEARING DOCUMENT NO.302 OF 2014 REGISTERED AT SUB REGISTRARS OFFICE AT THRIKKAKKARA WITH THE RESPONDENTS 1 & 2 ON 28/02/2014.
- ANNEXURE A3-** TRUE COPY OF THE LEGAL NOTICE DATED 04/10/2014.
- ANNEXURE A4-** TRUE COPY OF THE PLAINT DATED 12/01/2015 IN O.S.NO.16/2015 ON THE FILES OF THE PRINCIPLE SUB JUDGE, ERNAKULAM.
- ANNEXURE A5(A)-** TRUE COPY OF THE WRITTEN STATEMENT DATED 08/04/2015 FILED BY THE 1ST RESPONDENT IN ANNEXURE -A4.
- ANNEXURE A5(B)-** TRUE COPY OF THE COUNTER CLAIM DATED 08/04/2015 FILED BY THE 1ST RESPONDENT IN ANNEXURE A-4.
- ANNEXURE A6-** TRUE COPY OF THE WRITTEN STATEMENT DATED 12/05/2015 FILED BY THE PETITIONERS TO THE COUNTER CLAIM OF THE 1ST RESPONDENT IN ANNEXURE-A4.
- ANNEXURE A7-** TRUE COPY OF THE WRITTEN STATEMENT DATED 08/06/2017 FILED BY THE 2ND



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**RESPONDENT IN ANNEXURE-A4.**

- ANNEXURE A8- TRUE COPY OF THE ADDITIONAL WRITTEN STATEMENT DATED 04/08/2017 BY THE 1ST RESPONDENT IN ANNEXURE-A4.**
- ANNEXURE A9- TRUE COPY OF THE DEPOSITION (CHIEF & CROSS) OF THE PW1 DATED 11/08/2017 WITH ITS TYPED COPY IN ANNEXURE-A4.**
- ANNEXURE A10(A) TRUE COPY OF THE DEPOSITION (CHIEF & CROSS) OF THE DW1 DATED 26/08/2017 IN ANNEXURE-A4.**
- ANNEXURE A10(B) TRUE COPY OF THE DEPOSITION (CHIEF & CROSS) OF THE DW2 DATED 26/08/2017 IN ANNEXURE-A4.**
- ANNEXURE A11- TRUE COPY OF THE JUDGMENT DATED 28/09/2017 IN O.S.NO.16/2015 OF THE PRINCIPLE SUB JUDGE ERNAKULAM.**
- ANNEXURE A12- TRUE COPY OF THE PRIVATE COMPLAINT DATED 26/07/2017 FILED UNDER SECTIONS 190(1) R/W SECTION 200 OF THE CODE OF CRIMINAL PROCEDURE IT WAS NUMBERED AS CRL.M.P.NO.2142 OF 2017 (LEADING TO C.C.NO.124/2017).**
- ANNEXURE A13- TRUE COPY OF THE STATEMENT OF THE COMPLAINANT RECORDED BY THE MAGISTRATE ON 10/08/2017 IN CRL.M.P.NO.2142 OF 2017 (LEADING TO C.C.NO.124/2017) WITH ITS TYPED COPY.**

**RESPONDENTS EXHIBITS : NIL**

**//TRUE COPY//**

**PA TO JUDGE**